

FI
235
A21

2001

ILLINOIS

REGISTER

RULES
OF GOVERNMENTAL
AGENCIES



Volume 25, Issue 48
November 30, 2001

Pages 15,284 – 15,465

Illinois Institute of Technology

DEC 4 2001

Index Department
Administrative Code Div.
111 East Monroe Street
Springfield, IL 62756
(217) 782-7017
<http://www.cyberdriveillinois.com>



Printed on recycled paper

PUBLISHED BY JESSE WHITE • SECRETARY OF STATE

TABLE OF CONTENTS
November 30, 2001 Volume 25, Issue 48

PROPOSED RULES

AGRICULTURE, DEPARTMENT OF	
Meat And Poultry Inspection Act	
8 Ill. Adm. Code 125	15284
CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF	
Acquisition, Management And Disposal Of Real Property	
44 Ill. Adm. Code 5000	15290
NATURAL RESOURCES, DEPARTMENT OF	
Sport Fishing Regulations For The Waters Of Illinois	
17 Ill. Adm. Code 810	15292
POLLUTION CONTROL BOARD	
Pretreatment Programs	
35 Ill. Adm. Code 310	15365
PUBLIC AID, DEPARTMENT OF	
Hospital Services	
89 Ill. Adm. Code 148	15379
REVENUE, DEPARTMENT OF	
Charitable Games Act	
86 Ill. Adm. Code 435	15406

ADOPTED RULES

EMPLOYMENT SECURITY, DEPARTMENT OF	
Disqualifying Income And Reduced Benefits	
56 Ill. Adm. Code 2920	15415
PUBLIC HEALTH, DEPARTMENT OF	
Men's Health Code	
77 Ill. Adm. Code 950	15422
RACING BOARD, ILLINOIS	
Illinois Racing Board	
11 Ill. Adm. Code 1301, Repeal	15437

EMERGENCY RULES

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF	
Acquisition, Management And Disposal Of Real Property	
44 Ill. Adm. Code 5000	15438

PEREMPTORY RULES

AGRICULTURE, DEPARTMENT OF

Meat And Poultry Inspection Act

8 Ill. Adm. Code 12515444

NOTICE OF EXPEDITED CORRECTIONS

INSURANCE, DEPARTMENT OF

Internal Security Standards And Fidelity Bonds

50 Ill. Adm. Code 550115453

NOTICE OF CORRECTION TO NOTICE ONLY

COMPTROLLER, OFFICE OF THE

Voluntary Deductions From Wages, Salary Or Annuities

80 Ill. Adm. Code 250015455

JOINT COMMITTEE ON ADMINISTRATIVE RULES

STATEMENT OF OBJECTIONS AND RECOMMENDATIONS

EDUCATION, STATE BOARD OF

Certification

23 Ill. Adm. Code 25, Recommendation15456

HUMAN SERVICES, DEPARTMENT OF

Universal Newborn Hearing Screening Program

89 Ill. Adm. Code 504, Recommendation15457

RACING BOARD, ILLINOIS

Disciplinary Rules

11 Ill. Adm. Code 211, Recommendation15458

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second Notices Received15459

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

01-489 Bob Harris Day (Revised)15460
01-617 Hispanic State Employee Day15460
01-618 Marine Corps Birthday Celebration Day15460
01-619 Santa Maria Addolorata "La Casa Del Mariachi" Day15461
01-620 Winter Weather Preparedness Week15461
01-621 Bill Ghesquiere15462
01-622 Reverend Eugene Winkler Day15463

01-623	Snug Hugs For Kids Day	15463
01-624	International Education Day	15464

ISSUES INDEX I-1

Editor's Note: The Cumulative Index and Sections Affected Index will be printed on a quarterly basis. The printing schedule for the quarterly and annual indexes are as follows:

Issue 16-April	14, 2000:	Data Through March	31, 2000
Issue 29-July	14, 2000:	Data Through June	30, 2000
Issue 42-October	13, 2000:	Data Through September	30, 2000
Issue 3-January	19, 2001:	Data Through December	31, 2000 (Annual)

REGISTER PUBLICATION SCHEDULE 2001

Issue #	Copy Due by 4:30 p.m.	Publication Date	Issue #	Copy Due by 4:30 p.m.	Publication Date
Issue 1	December 26, 2000	January 5, 2001	Issue 28	July 2	July 13
Issue 2	January 2, 2001*	January 12	Issue 29	July 9	July 20
Issue 3	January 8	January 19	Issue 30	July 16	July 27
Issue 4	January 16*	January 26	Issue 31	July 23	August 3
Issue 5	January 22	February 2	Issue 32	July 30	August 10
Issue 6	January 29	February 9	Issue 33	August 6	August 17
Issue 7	February 5	February 16	Issue 34	August 13	August 24
Issue 8	February 13*	February 23	Issue 35	August 20	August 31
Issue 9	February 20*	March 2	Issue 36	August 27	September 7
Issue 10	February 26	March 9	Issue 37	September 4*	September 14
Issue 11	March 5	March 16	Issue 38	September 10	September 21
Issue 12	March 12	March 23	Issue 39	September 17	September 28
Issue 13	March 19	March 30	Issue 40	September 24	October 5
Issue 14	March 26	April 6	Issue 41	October 1	October 12
Issue 15	April 2	April 13	Issue 42	October 9*	October 19
Issue 16	April 9	April 20	Issue 43	October 15	October 26
Issue 17	April 16	April 27	Issue 44	October 22	November 2
Issue 18	April 23	May 4	Issue 45	October 29	November 9
Issue 19	April 30	May 11	Issue 46	November 5	November 16
Issue 20	May 7	May 18	Issue 47	November 13*	November 26**
Issue 21	May 14	May 25	Issue 48	November 19	November 30
Issue 22	May 21	June 1	Issue 49	November 26	December 7
Issue 23	May 29*	June 8	Issue 50	December 3	December 14
Issue 24	June 4	June 15	Issue 51	December 10	December 21
Issue 25	June 11	June 22	Issue 52	December 17	December 28
Issue 26	June 18	June 29	Issue 1	December 26 (Wed. Noon)	January 4, 2002
Issue 27	June 25	July 6			

* Tuesday 12 noon deadline following a state holiday.

** Monday publication date following a state holiday.

Printed by authority of the State of Illinois
Nov. 2001 - 675 - GA-448

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Meat and Poultry Inspection Act
- 2) Code Citation: 8 Ill. Adm. Code 125
- 3) Section Number: Proposed Action:
125.145 New
- 4) Statutory Authority: The Meat and Poultry Inspection Act [225 ILCS 650]
- 5) A Complete Description of the Subjects and Issues Involved: In order to maintain an "equal to" status with the federal meat and poultry products inspection programs as required by the Federal Meat Inspection Act and the Poultry Products Inspection Act and in accordance with Section 16 of the Meat and Poultry Inspection Act, the Department is proposing to adopt amendments of the federal meat and poultry products inspection rules as published at 66 FR 1750, January 9, 2001.

The Food Safety and Inspection Service (FSIS) is issuing regulations to limit the amount of water retained by raw, single-ingredient meat and poultry products as a result of post-evisceration processing, such as carcass washing and chilling. Raw Livestock and poultry carcasses and parts will not be permitted to retain water resulting from post-evisceration processing unless the establishment preparing those carcasses and parts demonstrates to FSIS, with data collected in accordance with a written protocol, that any water retained in the carcasses and parts is an inevitable consequence of the process used to meet applicable food safety requirements.

In addition, the establishment will be required to disclose on the labeling of the meat or poultry products the maximum percentage of retained water in the raw product. The required labeling statement will help consumers of raw meat and poultry products to make informed purchasing decisions. Establishments having data demonstrating that there is no retained water in their products can choose not to label the products with the retained-water statement or to make a no-retained-water claim on the product label.

- 6) Will this proposed amendment replace an emergency amendment in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? Yes
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: Amendment does not affect units of local government.

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: A 45-day written comment period will begin on the day this notice of rulemaking appears in the *Illinois Register*. Please mail written comments on the proposed rulemaking to the attention of:

Linda Rhodes
Department of Agriculture
State Fairgrounds, P.O. Box 19281
Springfield IL 62794-9281
217/785-5713
Facsimile: 217/785-4505

- 12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: Meat and poultry processing plants

B) Reporting, bookkeeping or other procedures required for compliance:
None

C) Types of professional skills necessary for compliance: None

- 13) Regulatory agenda on which this rulemaking was summarized: January 2001

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER I: DEPARTMENT OF AGRICULTURE
SUBCHAPTER c: MEAT AND POULTRY INSPECTION ACTPART 125
MEAT AND POULTRY INSPECTION ACTSUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR
POULTRY INSPECTION

Section	
125.10	Definitions
125.20	Incorporation by Reference of Federal Rules
125.30	Application for License; Approval
125.40	Official Number
125.50	Inspections; Suspension or Revocation of License
125.60	Administrative Hearings; Appeals (Repealed)
125.70	Assignment and Authority of Program Employees
125.80	Schedule of Operations; Overtime
125.90	Official Marks of Inspection, Devices and Certificates
125.100	Records and Reports
125.110	Exemptions
125.120	Disposal of Dead Animals and Poultry
125.130	Reportable Animal and Poultry Diseases
125.140	Detention; Seizure; Condemnation
125.141	Sanitation Standard Operating Procedures (SOP's)
125.142	Hazard Analysis and Critical Control Point (HACCP) Systems
125.143	Imported Products
125.144	Preparation and Processing Operations
125.145	Consumer Protection Standards: Raw Products

SUBPART B: MEAT INSPECTION

Section	
125.150	Livestock and Meat Products Entering Official Establishments
125.160	Equine and Equine Products
125.170	Facilities for Inspection
125.180	Sanitation (Repealed)
125.190	Ante-Mortem Inspection
125.200	Post-Mortem Inspection
125.210	Disposal of Diseased or Otherwise Adulterated Carcasses and Parts
125.220	Humane Slaughter of Animals
125.230	Handling and Disposal of Condemned or Other Inedible Products at Official Establishment
125.240	Rendering or Other Disposal of Carcasses and Parts Passed for Cooking
125.250	Marking Products and Their Containers
125.260	Labeling, Marking and Containers
125.270	Entry into Official Establishment; Reinspection and Preparation of

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

Product	
125.280	Meat Definitions and Standards of Identity or Composition
125.290	Transportation
125.295	Imported Products (Repealed)
125.300	Special Services Relating to Meat and Other Products
125.305	Exotic Animal Inspection

SUBPART C: POULTRY INSPECTION

Section	
125.310	Application of Inspection
125.320	Facilities for Inspection
125.330	Sanitation (Repealed)
125.340	Operating Procedures
125.350	Ante-Mortem Inspection
125.360	Post-Mortem Inspection; Disposition of Carcasses and Parts
125.370	Handling and Disposal of Condemned or Inedible Products at Official Establishments
125.380	Labeling and Containers
125.390	Entry of Articles Into Official Establishments; Processing Inspection and Other Reinspections; Processing Requirements
125.400	Definitions and Standards of Identity or Composition
125.410	Transportation; Sale of Poultry or Poultry Products

AUTHORITY: Implementing and authorized by the Meat and Poultry Inspection Act [225 ILCS 650] and Section 5-625 of the Civil Administrative Code of Illinois [20 ILCS 5/5-625].

SOURCE: Adopted at 9 Ill. Reg. 1782, effective January 24, 1985; peremptory amendment at 9 Ill. Reg. 2337, effective January 28, 1985; peremptory amendment at 9 Ill. Reg. 2980, effective February 20, 1985; peremptory amendment at 9 Ill. Reg. 4856, effective April 1, 1985; peremptory amendment at 9 Ill. Reg. 9240, effective June 5, 1985; peremptory amendment at 9 Ill. Reg. 10102, effective June 13, 1985; peremptory amendment at 9 Ill. Reg. 11673, effective July 17, 1985; peremptory amendment at 9 Ill. Reg. 13748, effective August 23, 1985; peremptory amendment at 9 Ill. Reg. 15575, effective October 2, 1985; peremptory amendment at 10 Ill. Reg. 19759, effective December 5, 1985; peremptory amendment at 10 Ill. Reg. 447, effective December 23, 1985; peremptory amendment at 10 Ill. Reg. 1307, effective January 7, 1986; peremptory amendment at 10 Ill. Reg. 3318, effective January 24, 1986; peremptory amendment at 10 Ill. Reg. 3880, effective February 7, 1986; peremptory amendment at 10 Ill. Reg. 11478, effective June 25, 1986; peremptory amendment at 10 Ill. Reg. 14858, effective August 22, 1986; peremptory amendment at 10 Ill. Reg. 15305, effective September 10, 1986; peremptory amendment at 10 Ill. Reg. 16743, effective September 19, 1986; peremptory amendment at 10 Ill. Reg. 18203, effective October 15, 1986; peremptory amendment at 10 Ill. Reg. 19818, effective November 12, 1986; peremptory amendment at 11 Ill. Reg. 1696, effective January 5, 1987; peremptory amendment

DEPARTMENT OF AGRICULTURE
NOTICE OF PROPOSED AMENDMENTS

at 11 Ill. Reg. 2930, effective January 23, 1987; peremptory amendment at 11 Ill. Reg. 9645, effective April 29, 1987; peremptory amendment at 11 Ill. Reg. 10321, effective May 15, 1987; peremptory amendment at 11 Ill. Reg. 11184, effective June 5, 1987; peremptory amendment at 11 Ill. Reg. 14830, effective August 25, 1987; peremptory amendment at 11 Ill. Reg. 18799, effective November 3, 1987; peremptory amendment at 11 Ill. Reg. 19805, effective November 19, 1987; peremptory amendment at 12 Ill. Reg. 2154, effective January 6, 1988; amended at 12 Ill. Reg. 3417, effective January 22, 1988; peremptory amendment at 12 Ill. Reg. 4879, effective February 25, 1988; peremptory amendment at 12 Ill. Reg. 6313, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 6819, effective March 29, 1988; peremptory amendment at 12 Ill. Reg. 13621, effective August 8, 1988; peremptory amendment at 12 Ill. Reg. 19116, effective November 1, 1988; peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988; peremptory amendment at 13 Ill. Reg. 228, effective January 11, 1989; peremptory amendment at 13 Ill. Reg. 2160, effective February 13, 1989; amended at 13 Ill. Reg. 3696, effective March 13, 1989; peremptory amendment at 13 Ill. Reg. 15853, effective October 5, 1989; peremptory amendment at 13 Ill. Reg. 16838, effective October 11, 1989; peremptory amendment at 13 Ill. Reg. 17495, effective January 18, 1990; amended at 14 Ill. Reg. 3424, effective February 26, 1990; peremptory amendment at 14 Ill. Reg. 4953, effective March 23, 1990; peremptory amendment at 14 Ill. Reg. 11401, effective July 6, 1990; peremptory amendment at 14 Ill. Reg. 13355, effective August 20, 1990; peremptory amendment at 14 Ill. Reg. 16064, effective September 24, 1990; peremptory amendment at 14 Ill. Reg. 21060, effective May 29, 1991; peremptory amendment at 15 Ill. Reg. 620, effective January 2, 1991; peremptory amendment withdrawn at 15 Ill. Reg. 1574, effective January 2, 1991; peremptory amendment at 15 Ill. Reg. 3117, effective September 3, 1991; peremptory amendment at 15 Ill. Reg. 8714, effective May 29, 1991; amended at 15 Ill. Reg. 8801, effective June 7, 1991; peremptory amendment at 15 Ill. Reg. 13976, effective September 20, 1991; peremptory amendment at 16 Ill. Reg. 1899, effective March 2, 1992; amended at 16 Ill. Reg. 8349, effective May 26, 1992; peremptory amendment at 16 Ill. Reg. 11687, effective July 10, 1992; peremptory amendment at 16 Ill. Reg. 11963, effective July 22, 1992; peremptory amendment at 16 Ill. Reg. 12234, effective July 24, 1992; peremptory amendment at 16 Ill. Reg. 16337, effective October 19, 1992; peremptory amendment at 16 Ill. Reg. 17165, effective October 21, 1992; peremptory amendment at 17 Ill. Reg. 2063, effective February 12, 1993; peremptory amendment at 17 Ill. Reg. 15725, effective September 7, 1993; peremptory amendment at 17 Ill. Reg. 16238, effective September 8, 1993; peremptory amendment at 17 Ill. Reg. 18215, effective October 5, 1993; peremptory amendment at 18 Ill. Reg. 304, effective December 23, 1993; peremptory amendment at 18 Ill. Reg. 2164, effective January 24, 1994; amended at 18 Ill. Reg. 4622, effective March 14, 1994; peremptory amendment at 18 Ill. Reg. 6442, effective April 18, 1994; peremptory amendment at 18 Ill. Reg. 8493, effective May 27, 1994; amended at 18 Ill. Reg. 11489, effective July 7, 1994; peremptory amendment at 18 Ill. Reg. 12546, effective July 29, 1994; peremptory amendment at 18 Ill. Reg. 14475, effective September 7, 1994; amended at 18 Ill. Reg. 14924, effective September 26, 1994; peremptory amendment at 18 Ill. Reg. 15452, effective September 27, 1994;

DEPARTMENT OF AGRICULTURE
NOTICE OF PROPOSED AMENDMENTS

peremptory amendment at 19 Ill. Reg. 1342, effective January 27, 1995; peremptory amendment at 19 Ill. Reg. 4765, effective March 13, 1995; peremptory amendment at 19 Ill. Reg. 7067, effective May 8, 1995; peremptory amendment at 19 Ill. Reg. 14896, effective October 6, 1995; peremptory amendment at 19 Ill. Reg. 15766, effective November 10, 1995; peremptory amendment at 19 Ill. Reg. 16866, effective December 22, 1995; peremptory amendment at 20 Ill. Reg. 5091, effective March 19, 1996; peremptory amendment at 20 Ill. Reg. 10403, effective July 17, 1996; amended at 20 Ill. Reg. 11928, effective September 1, 1996; peremptory amendment at 20 Ill. Reg. 12634, effective September 5, 1996; peremptory amendment at 20 Ill. Reg. 15371, effective November 13, 1996; peremptory amendment at 21 Ill. Reg. 1221, effective January 14, 1997; peremptory amendment at 21 Ill. Reg. 1719, effective January 28, 1997; peremptory amendment at 21 Ill. Reg. 6609, effective May 20, 1997; amended at 21 Ill. Reg. 11494, effective August 1, 1997; peremptory amendment at 21 Ill. Reg. 11788, effective August 8, 1997; peremptory amendment at 21 Ill. Reg. 12686, effective August 28, 1997; peremptory amendment at 21 Ill. Reg. 14575, effective October 22, 1997; peremptory amendment at 22 Ill. Reg. 3602, effective February 2, 1998; peremptory amendment at 22 Ill. Reg. 9384, effective March 5, 1998; peremptory amendment at 22 Ill. Reg. 20645, effective November 16, 1998; peremptory amendment at 22 Ill. Reg. 450, effective January 1, 1999; peremptory amendment at 23 Ill. Reg. 3851, effective March 11, 1999; peremptory amendment at 23 Ill. Reg. 10880, effective August 19, 1999; amended at 24 Ill. Reg. 3933, effective February 22, 2000; peremptory amendment at 24 Ill. Reg. 5699, effective March 14, 2000; peremptory amendment at 24 Ill. Reg. 6734, effective April 14, 2000; amended at 24 Ill. Reg. 7197, effective April 27, 2000; peremptory amendment at 24 Ill. Reg. 14074, effective August 30, 2000; peremptory amendment at 24 Ill. Reg. 14451, effective September 15, 2000; peremptory amendment at 25 Ill. Reg. 7341, effective April 26, 2001; peremptory amendment at 25 Ill. Reg. 12434, effective September 13, 2001; peremptory amendment at 25 Ill. Reg. _____, effective November 19, 2001; amended at 26 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR POULTRY INSPECTION

Section 125.145 Consumer Protection Standards: Raw Products

The Department incorporates by reference 9 CFR 441 (2001).

(Source: Added at 26 Ill. Reg. _____, effective _____)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: Acquisition, Management and Disposal of Real Property

2) Code Citation: 44 Ill. Adm. Code 5000

3) Section Number: 5000.901
Proposed Action:
New

4) Statutory Authority: 20 ILCS 405/405-315

5) A Complete Description of the Subjects and Issues Involved: As a result of the terrorist attack on September 11, 2001 (and events subsequent to the attack), extraordinary measures are needed to insure that there is heightened security in State office buildings managed and maintained by this Department. Certain measures may call for modification and/or suspension of existing rules regarding the use of State buildings. This rulemaking authorizes the Director to take such action when necessary.

6) Will this rulemaking replace any emergency rulemaking currently in effect?
Yes

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? No

9) Are there any other proposed rulemakings pending on this Part? No

10) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments within 45 days of the date of this publication to:

Stephen W. Seiple
720 Stratton Office Building
Springfield IL 62706
217/782-9669

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: None

B) Reporting, bookkeeping or other procedures required for compliance:
None

C) Types of professional skills necessary for compliance: None

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PROPOSED AMENDMENT

13) Regulatory Agenda on which this rulemaking was summarized: This rulemaking was not included on either of the 2 most recent regulatory agendas because: the need for the rule arose from unforeseen terrorist attack on September 11, 2001.

The full text of the Proposed Amendment is identical to the text of the Emergency Amendment that appears on page 544 of this issue of the Illinois Register.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Sport Fishing Regulations for the Waters of Illinois

2) Code Citation: 17 Ill. Adm. Code 810

3) Section Numbers: Proposed Action:

810.20	Amendment
810.35	Amendment
810.37	Amendment
810.45	Amendment
810.70	Amendment

4) Statutory Authority: Implementing and authorized by Sections 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5 of the Fish and Aquatic Life Code [515 ILCS 5/1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5].

5) A Complete Description of the Subjects and Issues Involved: This Part is being amended to update regulations on snagging, site specific sportfishing regulations-daily catch and size limits, definitions for site specific sportfishing regulations, site specific water area regulations, and 2001 dates for "Free Fishing Days" events.

6) Will this rulemaking replace any emergency rulemaking currently in effect?
No

7) Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
810.45	Amendment	25 Ill. Reg. 12684, 10/12/01

10) Statement of Statewide Policy Objectives: This rulemaking does not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Comments on the proposed rulemaking may be submitted in writing for a period of 45 days following publication of this notice to:

Jack Price
Department of Natural Resources
524 S. Second Street
Springfield IL 62701-1787

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

217/782-1809

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses, small municipalities and not for profit corporations affected: None
- B) Reporting, bookkeeping or other procedures required for compliance: None
- C) Types of professional skills necessary for compliance: None

13) Regulatory Agenda on which this rulemaking was summarized: July 2001

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF NATURAL RESOURCES
NOTICE OF PROPOSED AMENDMENTS

effective September 11, 1989, for a maximum of 150 days; emergency expired February 8, 1990; amended at 14 Ill. Reg. 6164, effective April 17, 1990; emergency amendment at 14 Ill. Reg. 6865, effective April 17, 1990, for a maximum of 150 days; emergency expired September 19, 1990; amended at 14 Ill. Reg. 8588, effective May 21, 1990; amended at 14 Ill. Reg. 16863, effective October 1, 1990; amended at 15 Ill. Reg. 4699, effective March 18, 1991; emergency amendment at 15 Ill. Reg. 5430, effective March 27, 1991, for a maximum of 150 days; emergency expired August 24, 1991; amended at 15 Ill. Reg. 9977, effective June 24, 1991; amended at 15 Ill. Reg. 13347, effective September 3, 1991; amended at 16 Ill. Reg. 5267, effective March 20, 1992; emergency amendment at 16 Ill. Reg. 6016, effective March 25, 1992, for a maximum of 150 days; emergency expired August 22, 1992; amended at 16 Ill. Reg. 12526, effective July 28, 1992; amended at 17 Ill. Reg. 3853, effective March 15, 1993; emergency amendment at 17 Ill. Reg. 5915, effective March 25, 1993, for a maximum of 150 days; emergency expired August 22, 1993; amended at 17 Ill. Reg. 10806, effective July 1, 1993; amended at 18 Ill. Reg. 3277, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 5667, effective March 25, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 12652, effective August 9, 1994; amended at 19 Ill. Reg. 2396, effective February 17, 1995; emergency amendment at 19 Ill. Reg. 5262, effective April 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 10614, effective July 1, 1995; amended at 20 Ill. Reg. 4640, effective March 6, 1996; recodified by changing the agency name from Department of Conservation to Department of Natural Resources at 21 Ill. Reg. 9389; amended at 21 Ill. Reg. 4709, effective April 1, 1997; emergency amendment at 21 Ill. Reg. 5590, effective April 15, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 12140, effective August 26, 1997; amended at 22 Ill. Reg. 4930, effective March 2, 1998; amended at 23 Ill. Reg. 3434, effective March 8, 1999; emergency amendment at 23 Ill. Reg. 7317, effective June 10, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 8406, effective July 7, 1999; amended at 24 Ill. Reg. 3736, effective February 25, 2000; amended at 25 Ill. Reg. 6296, effective March 26, 2001; emergency amendment at 25 Ill. Reg. 7947, effective June 16, 2001, for a maximum of 150 days; emergency amendment at 25 Ill. Reg. 9912, effective August 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 11386, effective August 14, 2001; emergency amendment at 25 Ill. Reg. 12122, effective September 15, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. _____, effective _____.

Section 810.20 Snagging

- a) Anglers are permitted only one pole and line device to which can be attached no more than two hooks.
- b) Species of Fish and Snagging Catch Limit.
 - 1) Only the following species of fish and catch limit may be taken by snagging:
 - Carp - no catch limit
 - Buffalo - no catch limit
 - Freshwater Drum - no catch limit

DEPARTMENT OF NATURAL RESOURCES
NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF NATURAL RESOURCES
SUBCHAPTER b: FISH AND WILDLIFE

PART 810
SPORT FISHING REGULATIONS FOR THE WATERS OF ILLINOIS

Section	
810.10	Sale of Fish and Fishing Seasons
810.20	Snagging
810.30	Pole and Line Fishing Only (Repealed)
810.35	Statewide Sportfishing Regulations - Daily Catch and Size Limits
810.37	Definitions for Site Specific Sportfishing Regulations
810.40	Daily Catch and Size Limits (Repealed)
810.45	Site Specific Water Area Regulations
810.50	Bait Fishing
810.60	Bullfrogs (Repealed)
810.70	Free Fishing Days
810.80	Emergency Protective Regulations
810.90	Fishing Tournament Permit
810.100	Bed Protection

AUTHORITY: Implementing and authorized by Sections 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5 of the Fish and Aquatic Life Code [515 ILCS 5/1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5].

SOURCE: Adopted at 5 Ill. Reg. 751, effective January 8, 1981; codified at 5 Ill. Reg. 10647; amended at 6 Ill. Reg. 342, effective December 23, 1981; amended at 6 Ill. Reg. 7411, effective June 11, 1982; amended at 7 Ill. Reg. 209, effective December 22, 1982; amended at 8 Ill. Reg. 1564, effective January 23, 1984; amended at 8 Ill. Reg. 16769, effective August 30, 1984; amended at 9 Ill. Reg. 2916, effective February 26, 1985; emergency amendment at 9 Ill. Reg. 3825, effective March 13, 1985, for a maximum of 150 days; emergency expired August 10, 1985; amended at 9 Ill. Reg. 6181, effective April 24, 1985; amended at 9 Ill. Reg. 14291, effective September 5, 1985; amended at 10 Ill. Reg. 4835, effective March 6, 1986; amended at 11 Ill. Reg. 4638, effective March 10, 1987; amended at 12 Ill. Reg. 5306, effective March 8, 1988; emergency amendment at 12 Ill. Reg. 6981, effective April 4, 1988, for a maximum of 150 days; emergency expired September 1, 1988; emergency amendment at 12 Ill. Reg. 10525, effective June 7, 1988, for a maximum of 150 days; emergency expired November 4, 1988; amended at 12 Ill. Reg. 15982, effective September 27, 1988; amended at 13 Ill. Reg. 8419, effective May 19, 1989; emergency amendment at 13 Ill. Reg. 12643, effective July 14, 1989, for a maximum of 150 days; emergency expired December 11, 1989; emergency amendment at 13 Ill. Reg. 14085, effective September 4, 1989, for a maximum of 150 days; emergency expired February 1, 1990; emergency amendment at 13 Ill. Reg. 15118,

DEPARTMENT OF NATURAL RESOURCES
NOTICE OF PROPOSED AMENDMENTS

Salmon (coho and chinook only) - 5 daily, of which not more than 3 may be of the same fish species

- Paddlefish - 2 per day
- Bowfin - no catch limit
- Gizzard shad - no catch limit
- Carp suckers - no catch limit
- Longnose gar - no catch limit
- Shortnose gar - no catch limit
- Suckers - no catch limit

2) No sorting of snagged salmon and paddlefish is permitted. Every salmon 10 inches in total length or longer and paddlefish snagged must be taken into immediate possession and included in the daily catch limit. Once the daily limit of salmon or paddlefish has been reached, snagging must cease.

c) Waters Open to Snagging and Snagging Season.

1) Snagging for fish is permitted from September 15 through December 15 and from March 15 through May 15 within a 300 yard downstream limit below all locks and dams of the Illinois River and Mississippi River between Illinois and Missouri. Snagging is permitted from January 1 through April 15 within a 500 yard downstream limit below locks and dams on the Mississippi River between Illinois and Iowa. Snagging--is--permitted--year--round within--a--300--yard--downstream--limit--below--locks--and--dams--on--the Mississippi--River--between--Illinois--and--Iowa.

2) Snagging for fish is permitted year-round within a 100 yard limit upstream or downstream of the dam at Horseshoe Lake in Alexander County.

3) Snagging for chinook and coho salmon only is permitted from the following Lake Michigan shoreline areas from October 1 through December 31; however, no snagging is allowed at any time within 200 feet of a moored watercraft or as posted:

- A) Lincoln Park Lagoon from the Fullerton Avenue Bridge to the southern end of the Lagoon.
- B) Waukegan Harbor (in North Harbor basin only).
- C) Winnetka Power Plant discharge area.
- D) Jackson Harbor (Inner and Outer Harbors).

d) Disposition of Snagged Salmon and Paddlefish. All snagged salmon and paddlefish must be removed from the area from which they are taken and disposed of properly, in accordance with Article 5, Section 5-5 of the Fish and Aquatic Life Code.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 810.35 Statewide Sportfishing Regulations - Daily Catch and Size Limits

a) Length is measured from the tip of the snout to the end of the tail

DEPARTMENT OF NATURAL RESOURCES
NOTICE OF PROPOSED AMENDMENTS

with the fish laid flat on a ruler, with the mouth of the fish closed and the tail lobes pressed together.

b) No fish species may be dressed (fileted or head and tail removed) on any waters to which length or bag limits are applicable. Regardless of where taken, no fish less than the specified minimum length or more than the daily catch shall be possessed while taking from, or on, any waters to which length or bag limits and/or daily catch limits apply. While taking from areas designated as "Catch and Release Only", all catch and release species must be immediately released back into the waters from which taken.

c) Statewide limits by type of fish:

- 1) CHANNEL CATFISH
There are no daily catch or size limits except in those waters listed under Site Specific Regulations.
- 2) LARGemouth BASS, Smallmouth BASS, SPOTTED BASS
Daily catch limit is 6 bass, either singly or in the aggregate, except as specified under Site Specific Regulations. In streams and rivers (excluding the mainstem of the Mississippi, Ohio and Wabash Rivers) the daily creel can contain no more than 3 smallmouth bass. There is no statewide size limit.
- 3) MUSKELLUNGE, NORTHERN PIKE AND THEIR HYBRIDS
A) All muskellunge and muskellunge hybrids (tiger muskie) taken must be 36 inches in total length or longer, except as specified under Site Specific Regulations.
B) No more than 1 muskellunge or muskellunge hybrid (tiger muskie), either singly or in the aggregate, may be taken per day, except as specified under Site Specific Regulations.
C) All northern pike taken must be 24 inches in total length or longer, except in the Mississippi River and Ohio River where there is no size limit.
D) No more than 3 northern pike may be taken per day, except as specified under Site Specific Regulations.

4) CRAPPIE (WHITE, BLACK OR HYBRID CRAPPIE)
There are no catch or size limits except in those waters listed under Site Specific Regulations.

5) BLUEGILL AND REDEAR SUNFISH
There are no catch or size limits except in those waters listed under Site Specific Regulations.

6) STRIPED BASS (OCEAN ROCKFISH), WHITE BASS AND GYBRIDS
There are no daily catch limits or minimum size limits for striped bass (ocean rockfish), white bass, and their hybrids, which are less than 17 inches in total length, except in those waters listed under Site Specific Regulations. For these fish 17 inches in total length or longer, the daily limit is 3 fish, either singly or in the aggregate, except in the Mississippi River between Illinois and Missouri where there is a 30 fish daily creel limit for all striped, white, or hybrid striped bass. In the Mississippi River between Illinois and Iowa, there are no

DEPARTMENT OF NATURAL RESOURCES
NOTICE OF PROPOSED AMENDMENTS

obtain shad, minnows, and crayfish to use as bait, provided that they are not sold.

- 2) All jugs set in a body of water shall be under the immediate supervision of the fisherman. Immediate supervision shall be defined as the fisherman being on the water where the jugs are set and readily available to identify jugs to law enforcement officers.
- 3) All largemouth and smallmouth bass taken must be less than 12 inches in total length or greater than 15 inches in total length.
- 4) Except that sport fishermen shall be allowed to use trotlines, jugs, and by hand, except that the use and aid of underwater breathing devices is prohibited. West of Wolf Creek Road, fishing from boats is permitted all year. Trotlines/jugs must be removed from sunrise until sunset from Memorial Day through Labor Day. East of Wolf Creek Road, fishing from boats is permitted from March 15 through September 30. Fishing from the bank is permitted all year only at the Wolf Creek and Route 148 causeways. On the entire lake, jugs and trotlines must be checked daily and must be removed on the last day they are used. It is illegal to use stakes to anchor any trotlines; they must be anchored only with portable weights and must be removed on the last day they are used. The taking of carp and buffalo with bow and arrow is permissible.
- 5) Except that sport fishermen may take carp, carpsuckers, buffalo, gar, bowfin and suckers by pitchfork, gigs, bow and arrow or bow and arrow devices.
- 6) Including the Fox River south of the Illinois-Wisconsin line to the McHenry Dam.
- 7) Except that sport fishermen may take carp, buffalo, suckers and gar by bow and arrow or bow and arrow devices, gigs or spears during May and June.
- 8) Daily catch limit includes Striped Bass, White Bass, Yellow Bass and Hybrid Striped Bass either singly or in the aggregate.
- 9) Catch and Release Fishing Only means that fish (all or identified species) caught must be immediately released alive and in good condition back into the water from which it came.
- 10) It shall be illegal to process trout during the period of October 1 to 5 a.m. on the third Saturday in October (both dates inclusive) which were taken during that period.
- 11) It shall be illegal to possess trout during the period of March 15 to 5 a.m. on the 1st Saturday in April (both dates inclusive) which were taken during that period.
- 12) Daily catch limit for largemouth or smallmouth bass, singly or in the aggregate, shall not exceed 6 fish per day, no more than one of which shall be greater than 15 inches in length and none of which shall be greater than 12 inches and less than or equal to 15 inches in length.
- 13) Except that jug fishing is permitted from the hours of sunset to

DEPARTMENT OF NATURAL RESOURCES
NOTICE OF PROPOSED AMENDMENTS

daily creel or size limits on striped bass, white bass, and their hybrids.

- 7) TROUT AND SALMON
Daily catch limit is 5 trout or salmon, either singly or in the aggregate.
- 8) WALLEYE, SAUGER OR THEIR HYBRID
A) All walleye, sauger, or their hybrid taken must be 14 inches in total length or longer, except in the Mississippi River, Ohio River, Wabash River, or as specified under Site Specific Regulations.
B) Daily catch limit is 6 walleye, sauger or their hybrid, either singly or in the aggregate, except in those waters listed under Site Specific Regulations.
- 9) RIVER RUFFE
There are no catch or size limits. Possession of living river ruffe is prohibited.
- 10) GOBIES (ROUND, tubenose)
There are no catch or size limits. Possession of living gobies is prohibited.
- 11) RUSTY CRAYFISH
Possession of living rusty crayfish is prohibited for all except the holders of an approved aquaculture permit with a letter of authorization to import/possess this species.
- 12) RUDD
There are no catch or size limits. Possession of living rudd is prohibited.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 810.37 Definitions for Site Specific Sportfishing Regulations

- a) Site Specific Regulations are listed by water area affected. The coverage of the regulation is dictated by the extent of the water area listed and not by the county. In some cases, regulations for a given water area or site may extend beyond the counties listed. The counties listed refer to the location of the dam or outfall for impoundments or mouths of small streams. Since large rivers or streams usually flow through many counties, the term "Multiple" is used rather than listing all counties where the large stream or river flows.
- b) The subsections listed below are referred to by number in Section 810.45. Each water area listed in Section 810.45 has numbers in parenthesis which explain all of the definitions in this Section which apply to that water area.
 - 1) Anglers must not use more than 2 poles and each pole must not have more than 2 hooks or lures attached while fishing, except that legal size cast nets, (in accordance with subsection 810.50(a)(1)) shad scoops, and minnow seines may be used to

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

sunrise, and except that carp and buffalo may be taken by bow and arrow devices from May 1 through September 30. All jugs must have owner's/user's name and complete address affixed.

- 14) Daily catch limit includes all fish species (either singly or in the aggregate) caught within each of the following fish groupings.

- A) Largemouth or Smallmouth Bass
- B) Walleye, Sauger, or their hybrid
- C) Bluegill or Redear Sunfish
- D) Channel or Blue Catfish

- 15) Daily catch limit includes white, black, or hybrid crappie either singly or in the aggregate.

- 16) Daily catch limit includes Striped Bass, White Bass and Hybrid Striped Bass either singly or in the aggregate.

- 17) Daily catch limit shall not exceed 10 fish daily, no more than 3 of which may be 17 inches or longer in length.

- 18) Except that sport fishermen shall be allowed to use trotlines, jugs and bank poles; and carp, carpsuckers and buffalo may be taken by bow and arrow, bow and arrow devices, gigs and spears in the portions of the lake that lie north of the Davenport Bridge and northeast of the Parnell Bridge.

- 19) No fishing within 250 yards of an occupied waterfowl blind (within the hunting area) on all Department-owned or -managed sites.

- 20) Carlyle Lake (including its tributary streams and those portions of the Kaskaskia River and Hurricane Creek up the U.S. Army Corps of Engineers Carlyle Lake Project boundaries), U.S. Army Corps of Engineers, Bond, Clinton, and Fayette Counties.

- 21) Lake Shelbyville (including its tributary streams and those portions of the West Okaw and Kaskaskia Rivers up to Lake Shelbyville Project boundaries-including parts of the Lake Shelbyville Fish and Wildlife Management Area), U.S. Army Corps of Engineers, Shelby and Moultrie Counties. Does not include the tailwater.

- 22) Rend Lake (including its tributary streams and those portions of the Big Muddy and Casey Fork Rivers up to the Rend Lake Project boundaries), Rend Lake Project Ponds, U.S. Army Corps of Engineers, Franklin and Jefferson Counties.

- 23) Lake Vermillion and the portion of the North Fork of the Vermillion River between the Lake Vermillion Dam and the Interstate Water Company's Pump Station Spillway, Vermillion County Conservation District, Vermillion County.

- 24) 10 Fish Daily Creel Limit of which no more than 6 may be walleye.

- 25) Daily catch limit for largemouth or smallmouth bass, singly or in the aggregate, shall not exceed 3 fish per day, no more than one of which may be equal to or greater than 15 inches in total length and no more than 2 of which may be less than 15 inches in total length.

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- 26) Lake Vermillion - Trot line and jug finishing allowed north of Boiling Springs Road.

- 27) Except that bank fishing is prohibited. Boat fishing is permitted May 1 through August 31 during the hours of 2:00 p.m. to 8:00 p.m. See site for additional regulations and exact opening and closing dates.

- 28) Except that trotlines may be set within 300 feet from shore.

- 29) Except that carp, buffalo, suckers and carpsuckers may be taken by means of pitchfork and gigs (no bow and arrow devices).

- 30) Fishing is permitted from March 15 through September 30, both dates inclusive, from sunrise to sunset. Fishing during all other times of the year is illegal and not permitted.

- 31) Daily catch limit for largemouth or smallmouth bass, singly or in the aggregate, shall not exceed 3 fish daily, no more than one of which may be equal to or greater than 15 inches in total length and no more than 2 of which may be less than 12 inches in total length.

- 32) Daily catch limit includes Striped Bass, White Bass, Yellow Bass and Hybrid Striped Bass, either singly or in the aggregate, no more than 4 of which may be 15 inches or longer in length.

- 33) It shall be unlawful to enter upon a designated waterfowl hunting area during the 7 days prior to the regular duck season, or to fish on such areas during the regular duck season except in areas posted as open to fishing. It shall be unlawful to enter upon areas designated as waterfowl rest areas or refuges from 2 weeks prior to the start of the regular duck season through the end of duck and Canada goose season.

- 34) Except that sport fishermen may take carp, buffalo, suckers and gar by bow and arrow or bow and arrow devices, gigs, or spears from May 1 through August 31.

- 35) Daily catch limit for Walleye, Sauger, or Hybrid Walleye, singly or in the aggregate, shall not exceed 3 fish daily, no more than one of which may be greater than 24 inches in total length and no more than 2 of which may be less than 18 inches in total length and greater than or equal to 14 inches in total length.

- 36) Except that sportfishermen may not use a minnow seine, cast net, or shad scoop for bait collecting in Cook County Forest Preserve District Waters (except in the Des Plaines River).

- 37) All largemouth and smallmouth bass taken must be less than 12 inches in total length or greater than 16 inches in total length. Only 1 bass greater than 16 inches and 2 bass less than 12 inches may be taken in the creel daily.

- 38) All largemouth and smallmouth bass taken must be less than 14 inches in total length or greater than 18 inches in total length. Only 1 bass greater than 18 inches and 5 bass less than 14 inches may be taken in the creel daily.

- 39) Powerton Lake shall be closed to boat traffic, except for legal waterfowl hunters, from one week prior to regular waterfowl

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

season to February 15, and closed to all unauthorized entry during the regular goose and duck season.

- 40) The 48 inch total length limit on pure muskellunge applies to that body of water listed as well any tailwaters as defined below:

Evergreen Lake (McLean County) - including the portion of Six Mile Creek below the Evergreen Lake Dam downstream to its confluence with the Mackinaw River.

Fox Chain O' Lakes (Lake/McHenry Counties) - including those portions of the Fox River below the McHenry Dam downstream to the Route 176 Bridge and upstream to the Wisconsin - Illinois State line.

Kinkaid Lake (Jackson County) - including the portion of Kinkaid Creek below the Kinkaid Lake Dam downstream to the Route 149 Bridge.

Lake Shelbyville (Moultrie/Shelby Counties) - including the portion of the Kaskaskia River below the Lake Shelbyville Dam downstream to the State Route 128 Road Bridge near Cowden.

Lake Vermilion (Vermilion County) - including the portion of the North Fork of the Vermilion River below the Lake Vermilion Dam downstream to its confluence with the Vermilion River.

Otter Lake (Macoupin County) - including the portion of Otter Creek below Otter Lake Dam downstream to its confluence with East Otter Creek.

Pierce Lake (Winnebago County) - including the portion of Willow Creek below the Pierce Lake Dam downstream to Forest Hills Road.

Shabbona Lake (DeKalb County) - including that portion of Indian Creek below the Shabbona Lake Dam downstream to Shabbona Grove Road.

Spring Lakes (North and South) (Tazewell County) - no tailwaters.

- 41) It shall be unlawful to enter upon areas designated as waterfowl hunting areas during the 7 days prior to the start of the regular duck season, or to fish on such areas during the regular duck season except in areas posted as open to fishing. It shall be unlawful to enter upon areas designated as waterfowl rest areas or refuges from 10 days prior to the start of the regular duck season through the end of duck and Canada goose season.

- 42) During duck season, walk-in only access for fishing from the bank

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

is permitted after 1:00 p.m.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 810.45 Site Specific Water Area Regulations

Fishing regulations, including species of fish, fishing methods and daily catch limits are listed for each water area. The numbers in parenthesis refer to the corresponding numbered definitions in Section 810.37 of this Part. If a water area is not listed or if a specific species is not listed, then state-wide restrictions apply. Check the bulletin boards at the specific site for any emergency changes to regulations.

Anderson Lake Fish and Wildlife Area (33)
Fulton County

Andover Lake, City of Andover
Henry County

All Fish
Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Apple River

Jo Daviess County

Trout

- Spring Closed Season (11)

Apple River Basin - Special Management Zone (within the boundaries of Apple River Canyon State Park, including tributaries)

Jo Daviess County

- 2 Pole and Line Fishing Only (1)
- 14" Minimum Length Limit

Large or Smallmouth Bass

Arch-Property---All-Lakes-and-Ponds--State-of-Illinois

Perry-County

All-Fish

Channel-Catfish

Whitey-Black7-or-Hybrid-Crappie

Whitey-Black7-or-Hybrid-Crappie

(15)

Bluegill-or-Redear-Sunfish

Bluegill-or-Redear-Sunfish-(14)

Large-or-Smallmouth-Bass

Large-or-Smallmouth-Bass-(14)

Argyle Lake, Argyle Lake State Park

McDonough County

All Fish

Bluegill or Redear Sunfish (14)

- 2 Pole and Line Fishing Only (1)
- 10 Fish Daily Creel Limit

--2-Pole-and-Line-Fishing-Only-(1)

--6-Fish-Daily-Creel-Limit

--9"-Minimum-Length-Limit

--10-Fish-Daily-Creel-Limit

--8"-Minimum-Length-Limit

--10-Fish-Daily-Creel-Limit

--10"-Minimum-Length-Limit

--1-Fish-Daily-Creel-Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Batchtown Wildlife Management Area (33)
Calhoun CountyBaumann Park Lake, City of Cherry Valley
Winnebago County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 1 Fish Daily Creel Limit

Beall Woods Lake, Beall Woods Conservation Area
Wabash County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Trout
- Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Spring Closed Season (11)
- Fall Closed Season (10)

Beaver Dam Lake, Beaver Dam State Park
Macoupin County

- All Fish
- Bluegill or Redear Sunfish (14)
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- Trout
- White, Black, or Hybrid
- Crappie (15)
- White, Black, or Hybrid
- Crappie
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- Fall Closed Season (10)
- 10 Fish Daily Creel Limit
- 9" Minimum Length Limit

Beck Lake, Cook County Forest Preserve District
Cook County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Walleye, Sauger, or Hybrid
- Walleye
- 2 Pole and Line
- Fishing Only (1)(36)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 18" Minimum Length Limit

Belk Park Pond, City of Wood River
Madison County

- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 6 Fish Daily Creel Limit
- 18" Minimum Length Limit
- 1 Fish Daily Creel Limit

Belleau Lake, Cook County Forest Preserve District
Cook County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- All Fish
- Large or Smallmouth Bass
- Trout
- Trout
- 2 Pole and Line Fishing Only (36)
- 14" Minimum Length Limit
- Fall Closed Season (10)
- Spring Closed Season (11)

Bevier Lagoon, Waukegan Park District
Lake County

- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Bird Park Quarry, City of Kankakee
Kankakee County

- Trout
- Trout
- Fall Closed Season (10)
- Spring Closed Season (11)

Bowen Lake, City of Washington
Tazewell County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 12"-15" Protected Slot Length Limit (no possession)
- 3 Fish Daily Creel Limit

Borah Lake, City of Olney
Richland County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

Boston Pond, Stephen A. Forbes State Park
Marion County

- Trout
- Trout
- Fall Closed Season (10)
- Spring Closed Season (11)

Braidwood Lake State Fish and Wildlife Area (41)
Will County

Braidwood Lake is closed to all fishing and boat traffic, except for legal waterfowl hunters, from 10 days prior to duck season through the day before duck season and is closed to all fishing during waterfowl season commencing with regular duck season through the close of the Canada goose and regular duck season)

All Fish

- Bluegill or Redear Sunfish (14)
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- Striped, White, or Hybrid
- Striped Bass
- Striped, White, or Hybrid
- 2 Pole and Line Fishing Only (1)
- 10 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
 Large or Smallmouth Bass - Catch and Release Fishing Only (9)
- Carlyle Lake, U.S. Army Corps of Engineers (20) (33)
 Clinton/Bond/Fayette Counties
 Large or Smallmouth Bass - 14" Minimum Length Limit
 White, Black, or Hybrid - 10 Fish Daily Creel Limit
 Crappie (15)
 White, Black, or Hybrid - 10" Minimum Length Limit
 Crappie
- Carthage Lake, City of Carthage
 Hancock County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
- Cedar Lake, U.S. Forest Service and City of Carbondale
 Jackson County (19)
 All Fish - 2 Pole and Line Fishing Only (1)
 (5)
 Large or Smallmouth Bass - 14"-18" Protected Slot Length Limit (no possession)
 Large or Smallmouth Bass (14) - 52 Fish Under 14" and 12 Fish Over 18" Daily Creel Limit (38)
 - 17" Minimum Length Limit
 Striped, White, or Hybrid - 3 Fish Daily Creel Limit
 Striped Bass
 Striped, White, or Hybrid
 Striped Bass (16)
- Centralia Foundation Park Catfish Pond, Centralia Park Foundation
 Marion County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
- Centralia Lake, City of Centralia
 Marion County
 Large or Smallmouth Bass - 15" Minimum Length Limit
- Cermack Quarry, Cook County Forest Preserve District
 Cook County
 All Fish - 2 Pole and Line Fishing Only (1)(36)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
- Channel Catfish
 Large or Smallmouth Bass
- Champaign Park District Lakes (Kaufman Lake, Heritage Lake, and Mattis Lake), Champaign Park District

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Champaign County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Charleston Lower Channel Lake, City of Charleston
 Coles County
 All Fish - 2 Pole and Line Fishing Only (1)
- Charleston Side Channel Lake, City of Charleston
 Coles County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
 Striped, White, or Hybrid - 17" Minimum Length Limit
 Striped Bass
 Striped, White, or Hybrid - 3 Fish Daily Creel Limit
 Striped Bass (16)
- Charlie Brown Lake & Pond, City of Flora
 Clay County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit
- Charter Oak North - Peoria Park District Lake, Peoria Park District
 Peoria County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Charter Oak South - Peoria Park District Pond, Peoria Park District
 Peoria County
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 6 Fish Daily Creel Limit
 Large or Smallmouth Bass - 15" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Chauncey Marsh (19)
 Lawrence County
- Chautauqua Lake North Pool, U.S. Fish and Wildlife Service
Mason County
Black, White, or Hybrid - 9" Minimum Length Limit (except when the Illinois River overflows)
Crappie

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

the levee system of the North Pool, there is no minimum length limit)

Black, White, or Hybrid Crappie (15)

- 25 Fish Daily Creel Limit (except, when the Illinois River overflows the levee system of the North Pool, there is no daily creel limit)

Largemouth Bass

- 15" Minimum Length Limit (12" Minimum Length Limit when the Illinois River overflows the levee system of the North Pool)

Chenoa City Lake, City of Chenoa
McLean County

All Fish

Chicago River (including its North Branch, South Branch, and the North Shore Channel)

Cook County

Yellow Perch
Yellow Perch

- 2 Pole and Line Fishing Only (1)

- 15 Fish Daily Creel Limit
- Closed During July

Citizen's Lake, City of Monmouth
Warren County

All Fish

Bluegill or Redear Sunfish (14)

Channel Catfish

~~Large or Smallmouth Bass~~

Large or Smallmouth Bass (14)

- 2 Pole and Line Fishing Only (1)

- 10 Fish Daily Creel Limit

- 6 Fish Daily Creel Limit

- ~~14" Minimum Length Limit~~

- 6 Fish Daily Creel Limit

- 1 Fish over 15" and 5 Fish under 12" Daily Creel Limit (12)

- Fall Closed Season (10)

Trout

Clear Lake, Kickapoo State Park
Vermillion County

All Fish

Channel Catfish

Trout

Trout

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

- Fall Closed Season (10)

- Spring Closed Season (11)

Clinton Lake, Clinton Lake State Recreation Area (19)

DeWitt County

All Fish

- 2 Pole and Line Fishing Only (1)(18)

- 16 " Minimum Length Limit

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Striped, White, or Hybrid

Striped Bass (16)

- 10 Creel/3 Fish 17" or Longer Daily (17)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

White, Black, or Hybrid

Crappie (15)

White, Black, or Hybrid

Crappie

- 15 Fish Daily Creel Limit
- 9" Minimum Length Limit

Coffee Lake, Coffee Lake State Fish and Wildlife Area
Montgomery County

Channel Catfish

- All jugs must be attended at all times while fishing (2)

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

White, Black, or Hybrid

Crappie (15)

White, Black, or Hybrid

Crappie

Striped, White, or Hybrid

Striped Bass

Striped, White, or Hybrid

Striped Bass (16)

- 9" Minimum Length Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

Coles County Airport Lake, Coles County Airport

Coles County

All Fish

Channel Catfish

Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

- 14" Minimum Length Limit

Coleta Trout Pond, State of Illinois

Whiteside County

Trout

Trout

- Fall Closed Season (10)

- Spring Closed Season (11)

Columbus Park Lagoon, Chicago Park District

Cook County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

Cook Co. F.P.D. Lakes, Cook County Forest Preserve District

Cook County

All Fish

Large or Smallmouth Bass

Walleye, Sauger, or Hybrid

Walleye

- 2 Pole and Line Fishing Only (1)

- 14" Minimum Length Limit

- 18" Minimum Length Limit

Coulterville City Lake, City of Coulterville

Randolph County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Crab Orchard National Wildlife Refuge - Ann Manns Lake, U.S. Fish and Wildlife Service (19)

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Crab Orchard National Wildlife Refuge - Crab Orchard Lake, U.S. Fish and Wildlife Service (19)

- Williamson County
- All Fish
- Striped, White, or Hybrid
- Striped Bass (16)
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)(4)
- 10 Creel/3 Fish 17" or Longer Daily (17)
- 16"±5" Minimum Length Limit
- 3 Fish Daily Creel Limit

Crab Orchard National Wildlife Refuge - Devil's Kitchen Lake, U.S. Fish and Wildlife Service (19)

- Williamson County
- All Fish
- 2 Pole and Line Fishing Only (1)

Crab Orchard National Wildlife Refuge - Little Grassy Lake, U.S. Fish and Wildlife Service (19)

- Williamson County
- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)

Crab Orchard National Wildlife Refuge. Refuge Ponds (except Visitor Pond), U.S. Fish and Wildlife Service

- Williamson County
- All Fish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 15" Minimum Length Limit

Crab Orchard National Wildlife Refuge. Visitor Pond, U.S. Fish and Wildlife Service

- Williamson County
- All Fish (30)
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- (5)
- 21" Minimum Length Limit

Crawford Co. Cons. Area - Picnic Pond, Crawford County Conservation Area

- Crawford County
- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Fall Closed Season (10)

Crawford Co. Cons. Area Ponds, Crawford County Conservation Area

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Crawford County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Crull Impoundment Wildlife Management Area (33)

Jersey County

Crystal Lake, Urbana Park District

Champaign County

- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 36 Fish Daily Creel Limit

Dawson Lake & Park Ponds, Moraine View State Park

McLean County

- All Fish
- Bluegill or Redear Sunfish (14)
- Channel Catfish
- Large or Smallmouth Bass
- Walleye, Sauger, or Hybrid
- Walleye (14)
- White, Black or Hybrid Crappie
- White, Black or Hybrid
- Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 9" Minimum Length Limit
- 15 Fish Daily Creel Limit

Decatur Park Dist. Ponds, City of Decatur

Macon County

- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- (except for Fairview Park - Dreamland Pond, which has a 3 Fish Daily Creel Limit)

Deep Pit Lake, Boone County Conservation District

Boone County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 1 Fish Daily Creel Limit

Defiance Lake, Moraine Hills State Park

McHenry County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 3 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Des Plaines River Basin - Special Management Zone (Hoffman Dam to 47th Street Bridge, including tributaries)

- Cook County
- Channel Catfish - 15" Minimum Length Limit
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass - Catch and Release Only - No Harvest Permitted (9)
 - Northern Pike - 30" Minimum Length Limit
 - Northern Pike - 1 Fish Daily Creel Limit
 - White, Black or Hybrid - 10 Fish Daily Creel Limit
 - Crappie (15)
 - Walleye, Sauger, or Hybrid Walleye - 18" Minimum Length Limit
 - Walleye, Sauger, or Hybrid Walleye - 1 Fish Daily Creel Limit

Des Plaines River Conservation Area (19)

Will County

Diamond Lake, City of Mundelein

Lake County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Dog Island Wildlife Management Area (19)

Pope County

Dolan Lake, Hamilton County
Conservation Area

Hamilton County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish - 8" Minimum Length Limit
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit

Donnelley State Wildlife Area (33)

Bureau County

Douglas Park Lagoon, Chicago Park District

Cook County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

DuPage County Forest Preserve District Lakes and Ponds, DuPage County Forest Preserve District

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

DuPage County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

DuPage River - West Branch (between the dams located in the McDowell Grove Forest Preserve and the Warrenville Grove Forest Preserve)

DuPage County

- Large or Smallmouth Bass - Catch and Release Fishing Only (9)

East Fork Lake, City of Olney

Richland County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- White, Black, or Hybrid - 25 Fish Daily Creel Limit
- Crappie (15)

Eldon Hazlet State Park (19) (See Also Carlyle Lake)

Clinton County

Elkville City Reservoir, City of Elkville

Jackson County

- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Elliot Lake, Wheaton Park District

DuPage County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit

Evergreen Lake, City of Bloomington

McLean County

- All Fish - 2 Pole and Line Fishing Only (1)
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Pure Muskellunge - 48" Minimum Length Limit (40)
- White, Black, or Hybrid - 25 Fish Daily Creel Limit
- Crappie (15)

Fairview Park - Dreamland Pond, City of Decatur

Macon County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 3 Fish Daily Creel Limit

Faries Park Pond, Decatur Park District

City-of-Decatur

Macon County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

All Fish
Channel Catfish
Trout
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - Fall Closed Season (10)

Ferne Clyffe Lake, Ferne Clyffe State Park

Johnson County
All Fish
Channel Catfish
Trout
Trout
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - Fall Closed Season (10)
 - Spring Closed Season (11)

Flatfoot Lake, Cook County Forest Preserve District

Cook County
All Fish
Channel Catfish
Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)(36)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

Foli Park Pond, Village of Plano

Kendall County
All Fish
Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Forbes State Lake, Stephen A. Forbes State Park (19)

Marion County
All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Striped, White, or Hybrid
Striped Bass
Striped, White, or Hybrid
Striped Bass (16)
 - 2 Pole and Line Fishing Only (1)(5)
 - 8" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - 17" Minimum Length Limit
 - 3 Fish Daily Creel Limit

Forbes State Park Ponds, Stephen A. Forbes State Park (19)

Marion County
All Fish
Channel Catfish
Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)(5)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

Forest Park Lagoon, City of Shelbyville

Shelby County
All Fish
Channel Catfish
Trout
Trout
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - Fall Closed Season (10)
 - Spring Closed Season (11)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Fort de Chartres Historic Site (19)
 Randolph County

Four Lakes, Winnebago County Forest Preserve

Winnebago County
All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - 1 Fish Daily Creel Limit

Fox Chain O'Lakes (including the Fox River south of the Wisconsin-Illinois boundary to the McHenry Dam) (6) (Applies to Grass Lake and Nippersink Lake State Managed Blind Areas Only (19)), State of Illinois
 Lake and McHenry Counties
Large or Smallmouth Bass
Pure Muskellunge
Walleye, Sauger, or Hybrid
Walleye
 - 14" Minimum Length Limit (6)
 - 48" Minimum Length Limit (40)
 - 14" Minimum Length Limit with an 18-24" Protected Slot Length Limit (no possession) (6)
 - 2 Fish >or=14" and <18" &/or 1 Fish >24" Daily Creel Limit (35)

Walleye, Sauger, or Hybrid

Walleye (14)

Fox Ridge State Park (see also Wilderness Pond and Ridge Lake) (19)
 Coles County

Fox River Basin - Special Management Zone (North Aurora Dam to Montgomery Dam, including tributaries)
 Kane County

Large or Smallmouth Bass
 - 14" Minimum Length Limit

Fox River Basin - Special Management Zone (South Elgin Dam to North Aurora Dam, including tributaries)
 Kane County

Large or Smallmouth Bass
 - Catch and Release Only - No Harvest Permitted (9)

Frank Holten Lakes, Frank Holten State Park
 St. Clair County

All Fish
Channel Catfish
Large or Smallmouth Bass
Trout
Trout
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - Fall Closed Season (10)
 - Spring Closed Season (11)

Franklin Creek (within the boundaries of Franklin Creek State Natural Area)
 Lee County

All Fish

- 2 Pole and Line Fishing Only (1)(9)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Independence-Grove-Lake, Lake-County-Forest-Preserve-District

Lake-County
All-Fish
Channel-Catfish
Barge-or-Smallmouth-Bass-(14)
Barge-or-Smallmouth-Bass
Pure-Muskegon
 --2-Pole-and-Line-Fishing-Only-(1)
 --6-Fish-Daily-Creel-Limit
 --1-Fish-Daily-Creel-Limit
 --15"-Minimum-Length-Limit
 --48"-Minimum-Length-Limit

Indian Boundary South Pond, Frankfort Square Park District

Will County
All Fish
Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Jackson Park (Columbia Basin) Lagoon, Chicago Park District

Cook County
All Fish
Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Jim Edgar/Panther Creek Fish and Wildlife Area, All Lakes and Ponds, Jim Edgar/Panther Creek Fish and Wildlife Area

Cass County
All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 8" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 3 Fish Daily Creel Limit

Jim Edgar/Panther Creek Fish and Wildlife Area, Gurney Road Pond, Jim Edgar/Panther Creek Fish and Wildlife Area

Cass County
All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
Trout
 - 2 Pole and Line Fishing Only (1)
 - 8" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 3 Fish Daily Creel Limit
 - Spring Closure Season (11)

Johnson City Lake, City of Johnson City

Williamson County
All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 3 Fish Daily Creel Limit

Johnson Sauk Trail Lake & Pond, Johnson Sauk Trail State Park Henry County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

All Fish
Channel Catfish
Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

Jones Park Lake, City of East St. Louis St. Clair County

All Fish
Channel Catfish
Trout
Trout
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - Fall Closed Season (10)
 - Spring Closed Season (11)

Jones State Lake, Saline County Conservation Area Saline County

All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14"-18" Protected Slot Length Limit (no possession) (38)
 - 5 Fish under 14" and 1 Fish over 18" Daily Creel Limit

Jones Lake Trout Pond, Saline County Conservation Area

Saline County
Trout
 - Fall Closed Season (10)

Jubilee College State Park Ponds, Jubilee College State Park Peoria County

All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 1 Fish Daily Creel Limit

Kankakee-Iroquois Rivers and their Tributaries, State of Illinois Multiple Counties

Walleye, Sauger, and Hybrid
Walleye
Walleye, Sauger, and Hybrid
Walleye (14)
 - 16" Minimum Length Limit
 - 3 Fish Daily Creel Limit

Kankakee River Basin - Special Management Zone (Wilmington Dam to the Mouth of the Kankakee River, including tributaries) Will/Grundy Counties

Large or Smallmouth Bass
Large or Smallmouth Bass (14)
 - 12" - 16" Protected Slot Length Limit (no possession) (37)
 - 1 Fish over 16" and 2 Fish under 12" Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Kankakee River Basin - Special Management Zone (Kankakee Dam to the Wilmington Dam, including tributaries)
Kankakee/Will Counties

- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass - Catch and Release Only Season in tributaries - No Harvest May 1 through June 15 (9)

Kankakee River State Park (19)
Kankakee/Will Counties

Kaskaskia River Fish and Wildlife Area (19)
St. Clair/Randolph/Monroe Counties

Kaskaskia River Fish and Wildlife Area - Doza Creek Wildlife Management Area (33)
St. Clair County

Kendall Co. Lake #1, Kendall County Forest Preserve District

- Kendall County
- All Fish - 2 Pole and Line Fishing Only (1)
 - Channel Catfish - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass - 14" Minimum Length Limit
 - Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Kent Creek
Winnebago County

- Trout - Spring Closed Season (11)

Kickapoo State Park Lakes & Ponds, Kickapoo State Park
Verillion County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Kincaid City Reservoir, City of Kincaid
Christian County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit

Kincaid Lake, Kincaid Lake State Fish and Wildlife Area (19)
Jackson County

- Large or Smallmouth Bass - 16" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Pure Muskellunge - 48" Minimum Length Limit (40)
- White, Black, or Hybrid - 9" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Crappie
White, Black, or Hybrid
Crappie (15)

- 25 Fish Daily Creel Limit

Kinmundy Reservoir, City of Kinmundy
Marion County

- All Fish - 2 Pole and Line Fishing Only (1)(5)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Lake Atwood, McHenry County Conservation District
McHenry County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Trout - Spring Closed Season (11)

Lake Bloomington, City of Bloomington
McLean County

- All Fish - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish - 8" Minimum Length Limit
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Striped, White, or Hybrid - 17" Minimum Length Limit
- Striped Bass
- Striped, White, or Hybrid - 3 Fish Daily Creel Limit
- Striped Bass (16)
- White, Black, or Hybrid - 25 Fish Daily Creel Limit
- Crappie (15)

Lake Carlton, Morrison-Rockwood State Park
Whiteside County

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Pure Muskellunge - 36" Minimum Length Limit
- White, Black, or Hybrid
- Crappie (15) - 25 Fish Daily Creel Limit

Lake-Chautaugua-North-Pool, U.S.-Fish-and-Wildlife-Service
Mason County

Bargemount-Bass

- 15" Minimum-Benght-Bimit-(12" Minimum-benght-Bimit-when the-illinois-River-overflows-the levee-system-of-the-North-Pool)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Lake Co. Forest Preserve District Lakes (except Independence Grove Lake)^{1,2}
 Lake County Forest Preserve District
 Lake County

- All Fish
- Channel Catfish
- Large Smallmouth Bass (14)
- Large or Smallmouth Bass
- Walleye, Sauger, or Hybrid Walleye
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 16" Minimum Length Limit

Lake Decatur, City of Decatur
 Macon County

- All Fish
- White, Black, or Hybrid Crappie
- White, Black, or Hybrid Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 10" Minimum Length Limit
- 10 Fish Daily Creel Limit

Lake Depue Fish and Wildlife Area (33)
 Bureau County

Lake Eureka, City of Eureka
 Woodford County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit

Lake George, Loud Thunder Forest Preserve
 Rock Island County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Pure Muskellunge
- Striped, White, or Hybrid Striped Bass
- Striped, White, or Hybrid Striped Bass (16)
- White, Black, or Hybrid Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 36" Minimum Length Limit
- 17" Minimum Length Limit
- 1 Fish Daily Creel Limit
- 25 Fish Daily Creel Limit

Lake Jacksonville, City of Jacksonville
 Morgan County

- All Fish
- Bluegill or Redear Sunfish
- Bluegill or Redear Sunfish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 8" Minimum Length Limit
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Striped, White, or Hybrid Striped Bass
- Striped, White, or Hybrid Striped Bass (16)
- White, Black, or Hybrid Crappie
- White, Black, or Hybrid Crappie
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 25 Fish Daily Creel Limit
- 9" Minimum Length Limit

Lake Kakusha, City of Mendota
 LaSalle County

- All Fish
- Bluegill or Redear Sunfish
- Bluegill or Redear Sunfish (14)
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- White, Black, or Hybrid Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 8" Minimum Length Limit
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 25 Fish Daily Creel Limit

Lake Le-Aqua-Na, Lake Le-Aqua-Na State Park
 Stephenson County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass
- White, Black, or Hybrid Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 10 Fish Daily Creel Limit

Lake Mendota, City of Mendota
 LaSalle County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish >or=15" &/or 2 < 12" Daily (31)

Lake Michigan (Illinois Portion), State of Illinois
 Lake/Cook Counties

- Trout and Salmon
- Trout and Salmon
- Lake Trout
- Yellow Perch
- Yellow Perch
- Yellow Perch
- Large or Smallmouth Bass (14)
- 10" Minimum Length Limit
- no more than 5 fish of any one species daily, except for Lake Trout
- 2 Fish Daily Creel Limit
- 15 Fish Daily Creel Limit
- Taking of yellow perch from charter boats is prohibited
- Closed During July
- Catch and Release Fishing Only

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

(no possession) (9)

Lake Milliken, Des Plaines Conservation Area
Will County
All Fish
Channel Catfish
Large or Smallmouth Bass
Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Spring Closed Season (11)

Lake Mingo & Kennekuk Cove Park Ponds, Vermilion County Conservation Area
Vermilion County
All Fish
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Lake Murphysboro, Lake Murphysboro State Park
Jackson County
All Fish
Channel Catfish
Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 3 Fish Daily Creel Limit

Lake Nellie, City of St. Elmo
Fayette County
All Fish
Channel Catfish
Large or Smallmouth Bass (14)
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)(5)
- 6 Fish Daily Creel Limit
- 3 Fish Daily Creel Limit
- 14" Minimum Length Limit

Lake of the Woods & Elk's Pond, Champaign County Forest Preserve District
Champaign County
All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
Trout
- 2 Pole and Line Fishing Only (1)
- 8" Minimum Length Limit
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Spring Closed Season (11)

Lake Owen, Hazel Crest Park District
Cook County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Lake Paradise, City of Mattoon
Coles County
All Fish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 14" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Lake Paradise Shadow Ponds, City of Mattoon
Coles County

All Fish
Large or Smallmouth Bass
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 14" Minimum Length Limit
- 6 Fish Daily Creel Limit

Lake Sara, City of Effingham
Effingham County
Large or Smallmouth Bass
White, Black, or Hybrid
Crappie (15)
- 14" Minimum Length Limit
- 25 Fish Daily Creel Limit

Lake Shelbyville (21), U.S. Army Corps of Engineers
Moultrie/Shelby Counties
(During the regular waterfowl season, no bank or boat fishing shall be permitted on the Kaskaskia River from the Strickland Boat Access north to the Illinois Central Railroad Bridge from one-half hour before sunrise to 1 p.m.)
Large or Smallmouth Bass
Pure Muskellunge
White, Black, or Hybrid
Crappie (15)
White, Black, or Hybrid
Crappie
- 14" Minimum Length Limit
- 48" Minimum Length Limit (40)
- 10 Fish Daily Creel Limit
- 10" Minimum Length Limit

Lake Shelbyville - U.S. Army Corps of Engineers Project Ponds and Wood & Woods
Lake, and Lake Shelbyville State Fish and Wildlife Management Area Ponds (33)
Moultrie/Shelby Counties
All Fish
Channel Catfish
Large or Smallmouth Bass
White, Black, or Hybrid
Crappie
White, Black, or Hybrid
Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 10" Minimum Length Limit
- 10 Fish Daily Creel Limit

Lake Sinnenissippi (19)
Whiteside County

Lake Springfield, City of Springfield
Sangamon County

All Fish
Large or Smallmouth Bass
White, Black, or Hybrid
Crappie (15)
White, Black, or Hybrid
Crappie
- 2 Pole and Line Fishing Only (1)
- 15" minimum Length Limit
- 25 Fish Daily Creel Limit
- 9" Minimum Length Limit

Lake Storey, City of Galesburg

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Lincoln Park North Lagoon, Chicago Park District
Cook County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Lincoln Park South Lagoon, Chicago Park District
Cook County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Lincoln Trail Lake, Lincoln Trail State Park
Clark County
All Fish
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14-18"±2-15" Slot Length Limit
(14" to 18" protected) (3)
- 4 Creel/1 Fish >18" Daily
(daily Catch Limit for large
or smallmouth bass, singly or
in the aggregate, shall not exceed
4 fish per day, no more than one
of which shall be greater than
18" in length, and none of which
shall be 14-18" in length)
- Little Black Slough, Little Black Slough State Natural Area
Johnson County
All Fish
All Fish
- 2 Pole and Line Fishing Only (1)
- No Seines
- Little Sister Lake, County of Fulton
Fulton County
All Fish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)
- 3 Fish Daily Creel Limit
- Little Vermilion River Basin - Special Management Zone (river mainstem and tributaries)
LaSalle County
Large or Smallmouth Bass
- Catch and Release Only Season
No Harvest May 1 through
June 15 (9)
- Lou Yeager Lake, City of Litchfield
Montgomery County
Large or Smallmouth Bass
- 15" minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit
- Loami Reservoir, City of Loami
Sangamon County
All Fish
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Lower Cache River, Lower Cache River State Natural Area
Pulaski/Johnson Counties
All Fish
All Fish
- 2 Pole and Line Fishing Only (1)
- No Seines
- Lyerla Lake, Union County Conservation Area
Union County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Mackinaw Ponds 1, 2, and 3, Mackinaw State Fish and Wildlife Area
Tazewell County
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Macon County Conservation District Ponds (see also Rock Springs Pond and Rock Springs Bike Trail Pond), Macon County Conservation District
Macon County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
--6-Fish-Daily-Creel-Limit
- Maple Lake, Cook County Forest Preserve District
Cook County
All Fish
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)(36)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- Marissa City Lake, City of Marissa
St. Clair County
Channel Catfish
- 6 Fish Daily Creel Limit
- Marquette Park Lagoon, Chicago Park District
Cook County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Marshall County Conservation Area (Fishing Ditch), Marshall County
Conservation Area (33)
Marshall County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- All Fish - 2 Pole and Line Fishing Only (1)
- Marshall County Conservation Area - Sparland Unit (19)
Marshall County
- Mascoutah Reservoir, City of Mascoutah
St. Clair County
All Fish - 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Massac County Fairgrounds Pond, State of Illinois
Massac County
Trout - Fall Closed Season (10)
Trout - Spring Closed Season (11)
- Matthiessen Lake, Matthiessen State Park
LaSalle County
All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- Mattoon Lake, City of Mattoon
Coles County
All Fish - 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass - 14" Minimum Length Limit
- Mautino Fish and Wildlife Area, Mautino Fish and Wildlife Area
Bureau County
All Fish - 2 Pole and Line Fishing Only (1) (34)
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Mauvaise Terre/Morgan Lake, City of Jacksonville
Morgan County
Large or Smallmouth Bass - 15" Minimum Length Limit
- Mazonia Lakes & Ponds, Mazonia State Fish and Wildlife Area (33)
Grundy/Kankakee/Will Counties
All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
White, Black or Hybrid - 10 Fish Daily Creel Limit
Crappie (15)
- McCullom Lake, City of McHenry
McHenry County
All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- McKinley Park Lagoon, Chicago Park District
Cook County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
- McLeansboro City Lakes, City of McLeansboro
Hamilton County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- McMaster-bake-and-Small-Ponds-Snakeden-Hollow-State-Fish-and-Wildlife-Area
Knox-County
(All-use-other-than-waterfowl-hunting-prohibited-from-October-1-through-the-end-of-the-Canada-goose-season)
All-Fish - 2-Pole-and-Line-Fishing-Only-(1)
Bluegill-or-Redear-Sunfish-(14) - 10-Fish-Daily-Creel-Limit
Channel-Catfish - 6-Fish-Daily-Creel-Limit
Large-or-Smallmouth-Bass - 15"-Minimum-Length-Limit
Large-or-Smallmouth-Bass-(14) - 3-Fish-Daily-Creel-Limit
Pure-Muskeglinge - 42"-Minimum-Length-Limit
Walleye-Sauger-or-Hybrid - 3-Fish-Daily-Creel-Limit
Walleye-(14) - 5-Fish-Daily-Creel-Limit
White-Black-or-Hybrid
Crappie-(15)
- Meredosia Lake - Cass County Portion Only (meandered waters only) (33)
Cass County
- Meredosia Lake - Cass County Portion
Cass County
(Meandered waters only) (All boat traffic is prohibited from operating on meandered waters (except non-motorized boats may be used to assist in the retrieval of waterfowl shot from private land) from the period from one week before waterfowl season opens until the season closes; hunting and/or any other activity is prohibited during the period from one week before waterfowl

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

season opens until the season closes)

Mermet State Lake, Mermet Lake Conservation Area (33)
Massac County

- All Fish
 - 2 Pole and Line Fishing Only (1) (5)
 - 8" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - 25 Fish Daily Creel Limit
- Bluegill or Redear Sunfish
- Bluegill or Redear Sunfish (14)
- Channel Catfish
- Large or Smallmouth Bass
- White, Black, or Hybrid Crappie (15)

Middle Fork Forest Preserve Ponds, Champaign County Forest Preserve

- Champaign County
- All Fish
 - 2 Pole and Line Fishing Only (1)
 - 25 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - Bluegill or Redear Sunfish (14)
 - Channel Catfish
 - Large or Smallmouth Bass

Middle Fork of the Vermillion River, Kickapoo State Park and Middle Fork Fish and Wildlife Area
Vermillion County

- All Fish
 - 2 Pole and Line Fishing Only (1)

Middle Fork of the Vermillion River Basin - Special Management Zone (river mainstem and tributaries)
Vermillion/Champaign/Ford Counties

- Large or Smallmouth Bass
 - 14" Minimum Length Limit
- Large or Smallmouth Bass
 - Catch and Release Only Season in tributaries - No Harvest May 1 through June 15 (9)

Mill Creek Lake, Clark County Park District
Clark County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 12-15" Slot Length Limit (3)
- Pure Muskellunge
 - 42" Minimum Length Limit

Mill Pond, Pearl City Park District
Stephenson County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Large or Smallmouth Bass
 - 14" Minimum Length Limit
- Large or Smallmouth Bass (14)
 - 1 Fish Daily Creel Limit

Mill Race Ponds, Belvidere Park District
Boone County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Trout

- Spring Closed Season (11)

Miller Park Lake, City of Bloomington
McLean County

- All Fish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
- Channel Catfish
 - Spring Closed Season (11)
- Trout

Mineral Springs Park Lagoon, City of Pekin
Tazewell County

- All Fish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
- Channel Catfish
 - Fall Closed Season (10)
- Trout

Mississippi River Pools 16, 17, 18, 21, 22, 24, 25, 26 (19)
Multiple Counties

Mississippi River (between IL & IA), State of Illinois
Multiple Counties

All Fish

- Anglers must not use more than 2 poles and each pole must not have more than 2 hooks or lures while trolling
- 14" Minimum Length Limit
- 5 Fish Daily Creel Limit
- 5 Fish Daily Creel Limit
- Snagging for paddlefish is permitted from January 1 through April 15 within a 500 yard downstream limit below locks and dams on the Mississippi River between Illinois and Iowa; daily catch limit is 2 fish
- No Daily Creel Limit

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Northern Pike

Paddlefish

Striped, White, or Hybrid

Striped Bass

Walleye and Sauger (14)

Walleye

Mississippi River (between IL & MO), State of Illinois
Multiple Counties

(Boating prohibited on refuge area (Ellis Bay) immediately upstream of Melvin Price Lock and Dam 26 overflow dike from October 15-April 15)
(Any tagged sport fishing device may not be left unattended for more than 24 hours or must be completely removed)

All Nongame Species Combined

(Excludes endangered

and threatened species

and the following game

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

species: Crappie,
Channel/Blue/Flathead
Catfish, Rock Bass,
Warmouth, White/Yellow/
Striped/Hybrid Striped
Bass, Trout, Large-
mouth/Smallmouth/
Spotted Bass,
Muskellunge, Northern
Pike, Chain/Grass
Pickerel, Walleye,
Sauger, Paddlefish)
Channel or Blue Catfish (14)
Flathead Catfish
Largemouth, Smallmouth,
or Spotted Bass
Northern Pike
Paddlefish

- 100 Total Fish Daily Creel Limit
- 20 Fish Daily Creel Limit
- 10 Fish Daily Creel Limit
- 12" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Snagging for paddlefish is
permitted from September 15 through
December 15 and March 15 through
May 15 within a 300 yard downstream
limit below locks and dams on the
Mississippi River between Illinois
and Missouri; daily catch limit
is 2 fish
- 30 Fish Daily Creel Limit -
statewide regulation limiting
daily creel to 3 fish 17"
or longer is not in effect on
the Mississippi River between
Illinois and Missouri
- 8 Fish Daily Creel Limit
- 30 Fish Daily Creel Limit

Striped, White, or Hybrid
Striped Bass (16)

Walleye and Sauger (14)
White, Black, or Hybrid
Crappie (15)

Monroe Reservoir, Will County Forest Preserve District
Will County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 15" Minimum Length Limit

Montrose Lake, City of Montrose
Cumberland County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Mt. Olive City Lakes, City of Mt. Olive
Macoupin County

- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Mt. Olive (Old) Lake, City of Mt. Olive
Macoupin County

- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit

Mt. Pulaski Park District Lake, Mt. Pulaski Park District
Logan County

- All Fish
- 2 Pole and Line Fishing Only (1)

Mt. Sterling Lake, City of Mt. Sterling
Brown County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)

Mt. Vernon City Park Lake, City of Mt. Vernon
Jefferson County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit

Mt. Vernon Game Farm Pond, Mt. Vernon Game Farm
Jefferson County

- All Fish
- Trout
- Trout
- 2 Pole and Line Fishing Only (1)
- Fall Closed Season (10)
- Spring Closed Season (11)

Mundelein Park District Ponds, City of Mundelein
Lake County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit

Nashville City Lake, City of Nashville
Washington County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 18" Minimum Length Limit

Newton Lake, Newton Lake State Fish and Wildlife Area (41)
Jasper County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

(The cold water arm of Newton Lake shall be closed to all fishing and boat traffic except for legal waterfowl hunters during waterfowl season commencing with regular duck season through the close of the Canada goose and regular duck season)

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Large or Smallmouth Bass
 - 18" Minimum Length Limit
- Large or Smallmouth Bass (14)
 - 3 Fish Daily Creel Limit
- White, Black, or Hybrid
 - 10 Fish Daily Creel Limit
- Crappie (15)
 - 10" Minimum Length Limit
- White, Black, or Hybrid
 - 10" Minimum Length Limit
- Crappie

Norris City Reservoir, City of Norris City

- White County
 - All Fish
 - 2 Pole and Line Fishing Only (1)
 - Channel Catfish
 - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass
 - 15" Minimum Length Limit

North Marcum Campground Pond, U.S. Army Corps of Engineers

- Franklin County
 - Recreational Use Restrictions
 - Fishing permitted only by persons under 16 years of age
 - All Fish
 - 2 Pole and Line Fishing Only (1)
 - Channel Catfish
 - 6 Fish Daily Creel Limit
 - Large or Smallmouth Bass
 - 14" Minimum Length Limit
 - Large or Smallmouth Bass (14)
 - 3 Fish Daily Creel Limit

Oakford Conservation Area (Menard County) (19)

Menard County

Oakland City Lake, City Lake, City of Oakland

Coles County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 14" Minimum Length Limit

Oblong Lake, City of Oblong

Crawford County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 15" Minimum Length Limit
- Large or Smallmouth Bass (14)
 - 3 Fish Daily Creel Limit

Ohio River (between Illinois & Kentucky), State of Illinois

Multiple Counties (19)

- Large or Smallmouth Bass
 - 12" Minimum Length Limit
- Northern Pike
 - No Length or Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Muskie or Tiger Muskie
 - 2 Fish Daily Creel Limit
- Muskie or Tiger Muskie
 - 30" Minimum Length Limit
- Walleye, Sauger, or Hybrid
 - 10 Fish Daily Creel Limit
- Walleye (14)
 - 30 Fish Daily Creel Limit
- White, Black, or Hybrid
 - 30 Fish Daily Creel Limit
- Crappie (15)
 - 30 Creel/4 Fish 15" or Longer
- Striped, White, Yellow or Hybrid
 - 30 Creel/4 Fish 15" or Longer
- Striped Bass
 - 32

Ohio River-Smithland Pool Tributary Streams (in Pope/Hardin/Gallatin Counties, excluding Wabash River and Saline River Above Route 1 Bridge) (19)

Multiple Counties

- Large and Smallmouth Bass
 - 12" Minimum Length Limit

Olson Lake, Rock Cut State Park

Winnebago County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 14" Minimum Length Limit
- Large or Smallmouth Bass (14)
 - 1 Fish Daily Creel Limit

Omaha City Reservoir, City of Omaha

Gallatin County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 14" Minimum Length Limit

Otter Lake, Otter Lake Water Commission

Macoupin County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 15" Minimum Length Limit
- Large or Smallmouth Bass (14)
 - 3 Fish Daily Creel Limit
- Striped, White, or Hybrid
 - 10 Creel/3 Fish 17" or Longer Daily (17)
- Striped Bass (16)
 - 48" Minimum Length Limit (40)
- Pure Muskellunge

Palmyra-Modesto Water Commission Lake, Palmyra/Modesto Water Commission

Macoupin County

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Channel Catfish
 - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
 - 15" Minimum Length Limit
- Large or Smallmouth Bass (14)
 - 3 Fish Daily Creel Limit

Pana Lake, City of Pana

Shelby and Christian Counties

- All Fish
 - 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish
 - 8" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
- Paris East & West Lakes, City of Paris
Edgar County
All Fish
Channel Catfish
Large or Smallmouth Bass
- Peabody River King, Pit #3 Lakes and Ponds, River King State Conservation Area
St. Clair County
All Fish
- Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
White, Black, or Hybrid
Crappie (15)
White, Black, or Hybrid Crappie
- Pekin Lake (19)
Tazewell County
- Perry Farm Pond, Bourbonnais Park District
Kankakee County
All Fish
Channel Catfish
- Piasa (19)
Madison/Jersey Counties
- Pierce Lake, Rock Cut State Park
Winnebago County
All Fish
- Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass (14)
Large or Smallmouth Bass
Pure Muskellunge
White, Black, or Hybrid
Crappie (15)
- Pike County Conservation Area (19)
Pike County
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 2 Pole and Line Fishing Only (1)
(34)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 25 Fish Daily Creel Limit
- 9" Minimum Length Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 2 Pole and Line Fishing Only (1)
(1)(7)
- 8" Minimum Length Limit
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 48" Minimum Length Limit (40)
- 25 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Pickneyville Lake, City of Pickneyville
Perry County
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
- Pine Creek
Ogle County
Trout
- Pine Creek (within the boundaries of White Pines Forest State Park)
Ogle County
All Fish
Trout
- Pine Lake, Village of University Park
Will County
All Fish
Channel Catfish
- Piscasaw Creek
McHenry County
Trout
Trout
- Pittsfield City Lake, City of Pittsfield
Pike County
All Fish
Large or Smallmouth Bass
Striped, White, or Hybrid
Striped Bass
Striped, White, or Hybrid
Striped Bass (16)
White, Black, or Hybrid
Crappie
- Pocahontas Park Ponds Pond, City of Pocahontas
Bond County
All Fish
Channel Catfish
- Powerton Lake, Powerton Lake Fish and Wildlife Area (39)
Tazewell County
(Powerton Lake shall be closed to boat traffic except for legal waterfowl hunters from one week prior to regular waterfowl season to February 15, and closed to all unauthorized entry during the regular Canada goose and duck season)
- All Fish
- 18" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Spring Closed Season (11)
- 2 Pole and Line Fishing Only (1)
- Spring Closed Season (11)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 9" Minimum Length Limit
- Spring Closed Season (11)
- 2 Pole and Line
Fishing Only (1)(7)
- 14" Minimum Length Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 9" Minimum Length Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Channel or Blue Catfish (14)
 Large or Smallmouth Bass
 Large or Smallmouth Bass (14)
 Striped, White, or Hybrid
 Striped Bass (16)
 Walleye, Sauger, or Hybrid
 Walleye (14)
 Walleye, Sauger, or Hybrid
 Walleye
- Prospect Pond, City of Moline
 Rock Island County
 Trout
- Pyramid State Park - Captain, Denmark and Galum Areas - All Lakes and Ponds,
Pyramid State Park
Perry County
- Recreational Use Restrictions
- Fishing is permitted from March 1 until 10 days prior to the start of the regular duck season; fishing at other times of the year is illegal and not permitted
 - 2 Pole and Line Fishing Only (1)
 - 8" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 18" Minimum Length Limit
 - 1 Fish Daily Creel Limit
 - 9" Minimum Length Limit
 - 10 Fish Daily Creel Limit
- All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
White, Black, or Hybrid Crappie
White, Black, or Hybrid Crappie (15)
- Pyramid State Park Lakes & Ponds (excluding Captain, Denmark and Galum Areas),
Pyramid State Park
Perry County
- All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
- Ramsey Lake, Ramsey Lake State Park
Fayette County
- All Fish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
White, Black, or Hybrid
Crappie (15)
White, Black, or Hybrid
- 2 Pole and Line Fishing Only (1)
 - 25 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 9" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Crappie
- Ramsey Lake State Park Ponds, Ramsey Lake State Park
Fayette County
- All Fish
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
- Randolph County Lake, Randolph County Conservation Area
Randolph County
- All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
Trout
- 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit
 - 3 Fish Daily Creel Limit
 - Fall Closed Season (10)
- Red Hills Lake, Red Hills State Park
Lawrence County
- All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
 - 8" Minimum Length Limit
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
- Red's Landing Wildlife Management Area (19)
Calhoun County
(Walk-in area closed to trespassing 7 days prior to duck season)
- Redwing Slough/Deer Lake (33)
Lake County
- Rend Lake, U.S. Army Corps of Engineers (22) (33)
Franklin and Jefferson Counties
- Channel Catfish
- All jugs must be attended at all times while fishing (2)
 - 14" Minimum Length Limit
 - 20 Creel/3 Fish 17" or Longer Daily
 - 25 Creel/5 Fish 10" or Longer Daily
- Large or Smallmouth Bass
Striped, White, Yellow, or Hybrid
Striped Bass (8)
White, Black or Hybrid
Crappie (15)
- Rend Lake Project Ponds - Jackie Branch Pond, Ina N. Borrow Pit, Green Heron Pond, North Marcum Campground Pond, U.S. Army Corps of Engineers Franklin and Jefferson Counties
(See kids only fishing regulations for North Marcum Campground Pond)
- All Fish
Bluegill or Redear Sunfish (14)
Channel Catfish
- 2 Pole and Line Fishing Only (1)
 - 10 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass - 14" Minimum Length Limit
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Rice Lake Fish and Wildlife Area (33)
 Fulton County

Ridge Lake, Fox Ridge State Park

Coles County

(Recreational Use Restrictions - Waterfowl Refuge or Hunting Area (19))
 All Fish - 2 Pole and Line Fishing Only (1)
 Channel Catfish - 14" Minimum Length Limit
 Large or Smallmouth Bass - 14" Minimum Length Limit

Ris Park Lagoon, Chicago Park District
 Cook County

All Fish
 Channel Catfish

- 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Riprap Landing (19)
 Calhoun County

Riverside Park Lagoon, Moline Park District
 Rock Island County

All Fish
 Channel Catfish

- 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Rock Creek, State of Illinois
 Kankakee County

Trout

- Spring Closed Season (11)

Rock River Basin - Special Management Zone (Fordam Dam to Oregon Dam, including tributaries)
 Ogle/Winnebago Counties

Large or Smallmouth Bass

- 12" - 16" Protected Slot Length Limit (no possession) (37)

Large or Smallmouth Bass (14)
 - 1 Fish over 16" and 2 Fish under 12" Daily Creel Limit

Rock River Basin - Special Management Zone (from Oregon Dam to State Route 2 Highway Bridge at Grand Detour, including all tributaries)
 Ogle County

Large or Smallmouth Bass

- Catch and Release Fishing Only (9)

Rock Springs Bike Trail Pond, Macon County Conservation District
 Macon County

All Fish

Channel Catfish - 2 Pole and Line Fishing Only (1)
 Large or Smallmouth Bass - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

Rock Springs Pond, Macon County Conservation District
 Macon County

All Fish

Channel Catfish

Large or Smallmouth Bass - 2 Pole and Line Fishing Only (1)
 Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 Trout - 1 Fish Daily Creel Limit
 - Spring Closed Season (11)

Roodhouse Park Lake, City of Roodhouse
 Green County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Route 154 Day Use Pond, State of Illinois
 Randolph County

All Fish

Channel Catfish

Large or Smallmouth Bass - 2 Pole and Line Fishing Only (1)
 Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 1 Fish Daily Creel Limit

Sag Quarry East, Cook County Forest Preserve District
 Cook County

Rainbow Trout

- Spring Closed Season (11)

Sahara Woods Fish and Wildlife Area, State of Illinois
 Saline County

All Fish

Bluegill or Redear Sunfish (14)

Channel Catfish

Large or Smallmouth Bass - 2 Pole and Line Fishing Only (1)
 Large or Smallmouth Bass (14) - 15 Fish Daily Creel Limit
 White, Black, or Hybrid - 6 Fish Daily Creel Limit
 Crappie (15) - 18" Minimum Length Limit
 - 1 Fish Daily Creel Limit
 - 15 Fish Daily Creel Limit

St. Elmo South Lake, City of St. Elmo
 Fayette County

All Fish

Channel Catfish

Large or Smallmouth Bass - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

Salem Reservoir, City of Salem
 Marion County

All Fish

Channel Catfish

Large or Smallmouth Bass - 2 Pole and Line Fishing Only (1)(5)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Sam Dale Lake, Sam Dale Conservation Area
Wayne County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- Sam Dale Trout Pond, Sam Dale Conservation Area
Wayne County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Trout - Fall Closed Season (10)
Trout - Spring Closed Season (11)
- Sam Parr Lake, Sam Parr State Park
Jasper County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- Sand Lake, Illinois Beach State Park
Lake County
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
Trout - Fall Closed Season (10)
Trout - Spring Closed Season (11)
- Sandy Creek Basin - Special Management Zone (river mainstem and tributaries)
Marshall County
Large or Smallmouth Bass - Catch and Release Only Season -
No Harvest May 1 through
June 15 (9)
- Sanganosis Conservation Area (33)(42)
Mason/Cass/Schuyler/Menard Counties
- Sangchris Lake, Sangchris Lake State Park
Christian/Sangamon Counties
(Posted waterfowl refuge closed to all boat traffic during waterfowl season.
Bank fishing along the dam shall be permitted. Fishing shall be prohibited in
the east and west arms of the lake during the period from 10 days prior to the
duck season through the end of the duck season. Fishing shall be prohibited
in the west arm of the lake and the east arm of the lake south of the power
lines during that portion of the Canada goose season that follows the duck
season)
- All Fish - 2 Pole and Line Fishing Only (1)
(34)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
White, Black, or Hybrid - 10 Fish Daily Creel Limit
Crappie (15)
White, Black, or Hybrid - 109" Minimum Length Limit
Crappie
- Sangchris Lake Park Ponds, Sangchris Lake State Park
Sangamon County
All Fish - 2 Pole and Line Fishing Only (1)
- Schiller Pond, Cook County Forest Preserve District
Cook County
All Fish - 2 Pole and Line Fishing Only (1)
(36)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- Schuy-Rush Lake, City of Rushville
Schuyler County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
White, Black, or Hybrid - 9" Minimum Length Limit
Crappie
- Senior Citizen's Pond, Kankakee River State Park
Kankakee County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
- Shabbona Lake, Shabbona Lake State Park
DeKalb County
All Fish - 2 Pole and Line Fishing Only (1)(7)
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Pure Muskellunge - 48" Minimum Length Limit (40)
Striped, White, or Hybrid - 17" Minimum Length Limit
Striped Bass
Striped, White, or Hybrid - 3 Fish Daily Creel Limit
Striped Bass (16)
Walleye, Sauger, or Hybrid - 18" Minimum Length Limit
Walleye
White, Black, or Hybrid - 10 Fish Daily Creel Limit
Crappie (15)
- Shawnee National Forest Lakes & Ponds less than 10 acres, U.S. Forest Service

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Multiple Counties
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Bay Creek Lake #5 and #8 (Sugar Creek Lake), U.S. Forest Service
Pope County
All Fish
Channel Catfish
Largemouth, Smallmouth and
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Dutchman Lake, U.S. Forest Service
Johnson County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Lake Glendale, U.S. Forest Service
Pope County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Little Cache #1, U.S. Forest Service
Johnson County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Little Cedar Lake, U.S. Forest Service
Jackson County
All Fish
Largemouth, Smallmouth or
Channel Catfish
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 15" Minimum Length Limit
- 6 Fish Daily Creel Limit
- Shawnee National Forest - One Horse Gap Lake, U.S. Forest Service
Pope County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Shawnee National Forest - Pounds Hollow Lake, U.S. Forest Service
Gallatin County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Tecumseh Lake, U.S. Forest Service
Hardin County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Turkey Bayou, U.S. Forest Service
Jackson County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Shawnee National Forest - Whoopie Cat Lake, U.S. Forest Service
Hardin County
All Fish
Channel Catfish
Largemouth, Smallmouth or
Spotted Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Sherman Park Lagoon, Chicago Park District
Cook County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Siloam Springs Lake, Siloam Springs State Park
Adams County
All Fish
Channel Catfish
Large or Smallmouth Bass
Trout
Trout
- 2 Pole and Line Fishing Only (1)(7)
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)
- Fall Closed Season (10)
- Spring Closed Season (11)
- Siloam Springs State Park Buckhorn Unit Waters, Siloam Springs State Park
Brown County
All Fish
Channel Catfish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 8" Minimum Length Limit
- 10 Fish Daily Creel Limit
- 18" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Silver Lake, DuPage County Forest Preserve District
DuPage County
All Fish
Channel Catfish
Larger or Smallmouth Bass
Large or Smallmouth Bass (14)
Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 3 Fish Daily Creel Limit
- Spring Closed Season (11)
- Silver Springs S.P. (Big Lake) & Ponds, Silver Springs State Fish and Wildlife Area
Kendall County
All Fish
Channel Catfish
Large or Smallmouth Bass
Trout
Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Fall Closed Season (10)
- Spring Closed Season (11)
- Skokie Lagoons, Cook County Forest Preserve District
Cook County
All Fish
Channel Catfish
Large or Smallmouth Bass
Walleye, Sauger, or Hybrid
Walleye
- 2 Pole and Line Fishing Only (1)
(36)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 18" Minimum Length Limit
- Small Pit Pond, Boone County Conservation District
Boone County
All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Snakeden Hollow State Fish and Wildlife Area - McMaster Lake & Other Site
Waters and-Small-Ponds, State of Illinois
Knox County (see-McMaster-Lake-and-Small-Ponds)
Recreational Use Restrictions
- Waterfowl Refuge or Hunting Area (all use other than waterfowl hunting prohibited from October 1 through the end of the Canada goose season)
- 2 Pole and Line Fishing Only (1)
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- All Fish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Pure Muskellunge
Walleye, Sauger, or Hybrid
Walleye (14)
White, Black, or Hybrid Crappie
(15)
- 42" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 5 Fish Daily Creel Limit
- Sparta City Lakes, City of Sparta
Randolph County
All Fish
Channel Catfish
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Sparta "T" Lake, City of Sparta
Randolph County
All Fish
Bluegill or Redear Sunfish
Bluegill or Redear Sunfish (14)
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
White, Black, or Hybrid
Crappie
White, Black, or Hybrid
Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 8" Minimum Length Limit
- 15 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 9" Minimum Length Limit
- 10 Fish Daily Creel Limit
- Spencer Lake, Boone County Conservation District
Boone County
All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Spring Lake, City of Macomb
McDonough County
All Fish
Channel Catfish
Large or Smallmouth Bass
Large or Smallmouth Bass (14)
Striped, White, or Hybrid
Striped Bass
Striped, White, or Hybrid
Striped Bass (16)
- 2 Pole and Line Fishing Only (1) (5)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit
- Spring Lakes (North & South), Spring Lake Conservation Area (33)
Tazewell County
All Fish
Channel Catfish
- 2 Pole and Line Fishing Only (1)(7)
- 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass - 15" Minimum 12-15"-Set Length Limit (3)
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Pure Muskellunge - 48" Minimum Length Limit (40)
- White, Black, or Hybrid - 25 Fish Daily Creel Limit
- Crappie (15)
- White, Black, or Hybrid - 9" Minimum Length Limit
- Crappie
- Spring Pond, Flagg-Rochelle Park District
Ogle County
- All Fish - 2 Pole and Line Fishing Only (1)
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Starved Rock State Park (19)
LaSalle County
- Staunton City Lake, City of Staunton
Macoupin County
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Stephen A. Forbes State Park (19) (see also Forbes State Lake and Forbes State Park Ponds)
Marion County
- Sterling Lake, Lake County Forest Preserve District
Lake County
- All Fish - 2 Pole & Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Pure Muskellunge - 48" Minimum Length Limit
- Storm Lake, DeKalb Park District
DeKalb County
- All Fish - 2 Pole and Line Fishing (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Stump Lake Wildlife Management Area (33)
Jersey County
- Tampier Lake, Cook County Forest Preserve District

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Cook County
- All Fish - 2 Pole and Line Fishing Only (36)
- Bluegill or Redear Sunfish - 8" Minimum Length Limit
- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Walleye, Sauger, or Hybrid - 18" Minimum Length Limit
- Walleye
- Taylorville Park District Pond, Taylorville Park District
Christian County
- All Fish - 2 Pole and Line Fishing Only (1)
- Ten Mile Creek Lakes, Ten Mile Creek State Fish and Wildlife Area
Hamilton/Jefferson Counties (19)
(Areas designated as refuge are closed to all access during the Canada goose season)
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Tilton City Lake, City of Tilton
- Toledo Reservoir, City of Toledo
Cumberland County
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Turkey Bluff Ponds, State of Illinois Randolph County
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Turner Lake, Chain O'Lakes State Park
Lake County
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Large or Smallmouth Bass - 15" Minimum Length Limit
- Tuscola City Lake, City of Tuscola
Douglas County
- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 14" Minimum Length Limit
- Large or Smallmouth Bass
- Union County Conservation Area

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Union County
(All fishing and boat traffic prohibited October 15-March 1)
- Valley Lake, Wildwood Park District
Lake County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Valmeyer Lake, City of Valmeyer
Monroe County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Vanhorn Woods Pond, Plainfield Park District
Will County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Vermilion County
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit
- Vernor Lake, City of Olney
Richland County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- Villa Grove East Lake, City of Villa Grove
Douglas County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
- Villa Grove West Lake, City of Villa Grove
Douglas County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Trout - Fall Closed Season (10)
- Virginia City Reservoir, City of Virginia

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

- Cass County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
- Waddams Creek
Stephenson County
Trout - Spring Closed Season (11)
- Walnut Point Lake, Walnut Point State Fish and Wildlife Area
Douglas County
All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish - 8" Minimum Length Limit
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 12-15" Slot Length Limit (3)
- Walton Park Lake, City of Litchfield
Montgomery County
All Fish - 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish - 8" Minimum Length Limit
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 15" Minimum Length Limit
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Wampum Lake, Cook County Forest Preserve District
Cook County
All Fish - 2 Pole and Line Fishing Only (1)(36)
Bluegill or Redear Sunfish - Catch and Release Only (9)
Large or Smallmouth Bass - 14" Minimum Length Limit
- Washington County Lake, Washington County Conservation Area
Washington County
All Fish - 2 Pole and Line Fishing Only (1)(5)
Channel Catfish - 6 Fish Daily Creel Limit
Large or Smallmouth Bass - 14" Minimum Length Limit
Striped, White, or Hybrid - 17" Minimum Length Limit
Striped Bass - 3 Fish Daily Creel Limit
Striped, White, or Hybrid - 3 Fish Daily Creel Limit
Striped Bass (16)
- Washington Park Lagoon, Chicago Park District
Cook County
All Fish - 2 Pole and Line Fishing Only (1)
Channel Catfish - 6 Fish Daily Creel Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Washington Park Pond, Springfield Park District

Sangamon County
 All Fish
 Channel Catfish
 Trout
 Trout
 - 2 Pole and Line Fishing Only (1)
 - 36 Fish Daily Creel Limit
 - Fall Closed Season (10)
 - Spring Closed Season (11)

Waverly Lake, City of Waverly

Morgan County
 All Fish
 Channel Catfish
 Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit

Weinberg-King Pond, Weinberg-King State Park

Schuyler County
 All Fish
 Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

Weldon Springs Lake, Weldon Springs State Park

DeWitt County
 All Fish
 Channel Catfish
 Large or Smallmouth Bass
 Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 1 Fish Daily Creel Limit

West Frankfort New City Lake, City of West Frankfort

Franklin County
 All Fish
 Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

West Frankfort Old City Lake, City of West Frankfort

Franklin County
 All Fish
 Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

West Salem Reservoir, City of West Salem

Edwards County
 All Fish
 Channel Catfish
 Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

White Hall City Lake, City of White Hall

Greene County
 All Fish
 Channel Catfish
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit

White Oaks Lake, City of Bloomington

McLean County

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

All Fish
 Large or Smallmouth Bass
 Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 15" Minimum Length Limit
 - 1 Fish Daily Creel Limit

Wilderness Pond, Fox Ridge State Park

Coles County
 (Recreational Use Restrictions - Waterfowl Refuge or Hunting Area (19))
 All Fish
 Bluegill or Redear Sunfish (14)
 Channel Catfish
 Large or Smallmouth Bass
 Large or Smallmouth Bass (14)
 - 2 Pole and Line Fishing Only (1)
 - 5 Fish Daily Creel Limit
 - 6 Fish Daily Creel Limit
 - 18" Minimum Length Limit
 - 1 Fish Daily Creel Limit

Wildlife Prairie State Park, State of Illinois

Peoria County

All Fish
 Channel Catfish
 Large or Smallmouth Bass
 Large or Smallmouth Bass (14)
 Bluegill or Redear Sunfish (14)
 White, Black or Hybrid Crappie
 White, Black or Hybrid Crappie (15)
 Pure or Hybrid Muskellunge
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 12-18" Protected Slot
 Length Limit (no possession)
 - 3 Fish Daily Creel Limit
 - 25 Fish Daily Creel Limit
 - 9" Minimum Length Limit
 - 25 Fish Daily Creel Limit
 - 42" Minimum Length Limit

William W. Powers Conservation Area (33)

Cook County

Willow Lake, Peabody River King State Conservation Area

St. Clair County

All Fish
 Channel Catfish
 Large or Smallmouth Bass
 Large or Smallmouth Bass (14)
 White, Black, or Hybrid Crappie
 White, Black, or Hybrid Crappie
 Trout
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 15" Minimum Length Limit
 - 3 Fish Daily Creel Limit
 - 25 Fish Daily Creel Limit
 - 9" Minimum Length Limit
 - Fall Closed Season (10)

Wolf Lake, William W. Powers Conservation Area (33)

Cook County

All Fish
 Channel Catfish
 Large or Smallmouth Bass
 - 2 Pole and Line Fishing Only (1)
 - 6 Fish Daily Creel Limit
 - 14" Minimum Length Limit

DEPARTMENT OF NATURAL RESOURCES

NOTICE OF PROPOSED AMENDMENTS

Woodford Co. Cons. Area (Fishing Ditch), Woodford County ~~(33)~~ Conservation Area (33)
Woodford County
All Fish

- 2 Pole and Line Fishing Only (1)

Woodlawn Pond, Frankfort Square Park District
Will County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit

Wyman Lake, City of Sullivan
Moultrie County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Spring Closed Season (11)

Yellow Creek

Stephenson County

Trout

- Spring Closed Season (11)

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 810.70 Free Fishing Days

During the period of June 7, 8, 9, 10, 2002 ~~June-07-97-107-117-2001~~, it shall be legal for any person to fish in waters wholly or in part within the jurisdiction of the State, including the Illinois portion of Lake Michigan, without possessing a sport fishing license, salmon stamp or inland trout stamp.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Pretreatment Programs

2) Code Citation: 35 Ill. Adm. Code 310

3) Section Number-s: Proposed Action:
310.110 Amend
310.930 Add

4) Statutory Authority: 415 ILCS 5/7.2, 13, 13.3, and 27.

5) A Complete Description of the Subjects and Issues Involved: A more detailed description is contained in the Board's opinion of November 15, 2001, in R02-9, which opinion is available from the address below. As is explained in that opinion, the Board will receive public comment on the proposed amendments for 45 days after the date they appear in the *Illinois Register* before proceeding to adopt amendments based on this proposal.

The R02-9 proceeding updates Part 310 of the Illinois wastewater pretreatment rules to correspond with amendments adopted by the United States Environmental Protection Agency (USEPA) which appeared in the Federal Register on October 3, 2001. On this date, USEPA amended its regulations as follows:

Federal Action	Summary
66 Fed. Reg. 50334 (October 3, 2001)	USEPA amended the wastewater pretreatment regulations to allow states to implement federally-approved Project XL agreements. One project XL agreement expressly approved in this action involved the Metropolitan Water Reclamation District of Greater Chicago (MWRDGC).

The Board is expediting consideration of these amendments at the October 31, 2001 request of the Illinois Environmental Protection Agency and the Metropolitan Water Reclamation District of Greater Chicago.

The segment of the amendments involved in Part 310 amended the federal wastewater pretreatment regulations to facilitate the federal Project XL. Project XL allows the imposition of alternative requirements to the generally applicable environmental regulations for the sake of achieving greater environmental benefits by alternative means. The specific Project XL action incorporated a new provision in the federal wastewater pretreatment regulations that would allow the State to issue permits that relax the generally applicable regulations in favor of imposing alternative requirements that would confer greater environmental benefits than would compliance with the generally applicable rules. USEPA undertook the October 3, 2001 Project XL action for the immediate benefit of five POTWs, including the MWRDGC, which is regulated under the Illinois wastewater pretreatment program.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Tables appear in the Board's opinion and order of November 15, 2001 in docket R02-9 that list numerous corrections and amendments that are not based on current federal amendments. The tables contain deviations from the literal text of the federal amendments underlying these amendments, as well as corrections and clarifications that the Board made in the base text involved. Persons interested in the details of those corrections and amendments should refer to the November 15, 2001 opinion and order in docket R02-9.

Section 13.3 of the Environmental Protection Act [415 ILCS 5/13.3] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

6) Will this rulemaking replace any emergency rulemaking currently in effect?
No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this rulemaking contain incorporations by reference? No. Although the existing text of Part 310 and Section 310.110, in particular, includes numerous incorporations by reference, the present amendments do not affect those incorporations.

9) Are there any other proposed rulemakings pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
310.107	Amend	25 Ill. Reg. 13373, October 26, 2001

10) Statement of Statewide Policy Objectives: This rulemaking imposes mandates on units of local government to the extent those units of local government dispose of industrial wastewaters into the sewage collection system of a publicly owned treatment works. These mandates are, however, identical in substance to mandates imposed by federal law.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R02-9 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Please direct inquiries to the following person and reference Docket R02-9:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601
312-814-6924
E-mail: mccambm@ipcb.state.il.us

Request copies of the Board's opinion and order at 312-814-3620, or download a copy from the Board's Website at <http://www.ipcb.state.il.us>.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: This rulemaking affects those small businesses, small municipalities, and not-for-profit corporations disposing of industrial wastewaters into the sewage collection system of a publicly owned treatment works. In particular, the present amendments would allow the relaxation of existing requirements, specifically as they apply to the MWRDGC.

B) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. In particular, the present amendments would allow the relaxation of existing requirements, specifically as they apply to the MWRDGC.

C) Types of professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist, and registered professional engineer.

13) Regulatory Agenda on which this rulemaking was summarized: The present amendments did not appear as a segment of a semiannual regulatory agenda. The subject matter arose only recently as a result of the *Federal Register* notice of October 3, 2001, cited above under item 5. The Board is expediting consideration of these amendments at the October 31, 2001 request of the Illinois Environmental Protection Agency and the Metropolitan Water Reclamation District of Greater Chicago.

The full text of the Proposed Amendments begins on the next page:

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE C: WATER POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

310.351 Modification or Withdrawal of Removal Credits

SUBPART D: PRETREATMENT PERMITS

PART 310

PRETREATMENT PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section

310.101 Applicability

310.102 Objectives

310.103 Federal Law

310.104 State Law

310.105 Confidentiality

310.107 Incorporations by Reference

310.110 Definitions

310.111 New Source

Section

310.400 Preamble

310.401 Pretreatment Permits

310.402 Time to Apply

310.403 Imminent Endangerment

310.410 Application

310.411 Certification of Capacity

310.412 Signatures

310.413 Site Visit

310.414 Completeness

310.415 Time Limits

310.420 Standard for Issuance

310.421 Final Action

310.430 Conditions

310.431 Duration of Permits

310.432 Schedules of Compliance

310.441 Effect of a Permit

310.442 Modification

310.443 Revocation

310.444 Appeal

SUBPART B: PRETREATMENT STANDARDS

Section

310.201 General Prohibitions

310.202 Specific Prohibitions

310.210 Specific Limits Developed by POTW

310.211 Local Limits

310.220 Categorical Standards

310.221 Category Determination Request

310.222 Deadline for Compliance with Categorical Standards

310.230 Concentration and Mass Limits

310.232 Dilution

310.233 Combined Wastestream Formula

SUBPART E: POTW PRETREATMENT PROGRAMS

Section

310.501 Pretreatment Programs Required

310.502 Deadline for Program Approval

310.503 Incorporation of Approved Programs in Permits

310.504 Incorporation of Compliance Schedules in Permits

310.505 Reissuance or Modification of Permits

310.510 Pretreatment Program Requirements

310.521 Program Approval

310.522 Contents of Program Submission

310.524 Content of Removal Allowance Submission

310.531 Agency Action

310.532 Defective Submission

310.533 Water Quality Management

310.541 Deadline for Review

310.542 Public Notice and Hearing

310.543 Agency Decision

310.544 USEPA Objection

310.545 Notice of Decision

310.546 Public Access to Submission

310.547 Appeal

SUBPART C: REMOVAL CREDITS

Section

310.301 Special Definitions

310.302 Authority

310.303 Conditions for Authorization to Grant Removal Credits

310.310 Calculation of Revised Discharge Limits

310.311 Demonstration of Consistent Removal

310.312 Provisional Credits

310.320 Compensation for Overflow

310.330 Exception to POTW Pretreatment Program

310.340 Application for Removal Credits Authorization

310.341 Agency Review

310.343 Assistance of POTW

310.350 Continuation of Authorization

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

SUBPART F: REPORTING REQUIREMENTS

- Section
310.601 Definition of Control Authority
310.602 Baseline Report
310.603 Compliance Schedule
310.604 Report on Compliance with Deadline
310.605 Periodic Reports on Compliance
310.606 Notice of Potential Problems
310.610 Monitoring and Analysis
310.611 Requirements for Non-Categorical Standard Users
310.612 Annual POTW Reports
310.613 Notification of Changed Discharge
310.621 Compliance Schedule for POTW's
310.631 Signatory Requirements for Industrial User Reports
310.632 Signatory Requirements for POTW Reports
310.633 Fraud and False Statements
310.634 Recordkeeping Requirements
310.635 Notification of Discharge of Hazardous Waste

SUBPART G: FUNDAMENTALLY DIFFERENT FACTORS

- Section
310.701 Definition of Requester
310.702 Purpose and Scope
310.703 Criteria
310.704 Fundamentally Different Factors
310.705 Factors which are Not Fundamentally Different
310.706 More Stringent State Law
301.711 Application Deadline
310.712 Contents of FDF Request
310.713 Deficient Requests
310.714 Public Notice
310.721 Agency Review of FDF Requests
310.722 USEPA Review of FDF Requests

SUBPART H: ADJUSTMENTS FOR POLLUTANTS IN INTAKE

- Section
310.801 Net/Gross Calculation by USEPA

SUBPART I: UPSETS

- Section
310.901 Definition
310.902 Effect of an Upset
310.903 Conditions Necessary for an Upset,
310.904 Burden of Proof
310.905 Reviewability of Claims of Upset

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

310.906 User Responsibility in Case of Upset

SUBPART J: BYPASS

- Section
310.910 Definition
310.911 Bypass Not Violating Applicable Pretreatment Standards or Requirements
310.912 Notice
310.913 Prohibition of Bypass

SUBPART K: MODIFICATION OF POTW PRETREATMENT PROGRAMS

- Section
310.920 General
310.921 Substantial Modifications Defined
310.922 Approval Procedures for Substantial Modifications
310.923 Approval Procedures for Non-Substantial Modifications
310.924 Incorporation of Modifications into the Permit

SUBPART L: FEDERAL PROJECT XL AGREEMENTS

- Section
310.930 Federally-Approved Pretreatment Program Reinvention Pilot Projects Under Project XL

AUTHORITY: Implementing and authorized by Sections 7.2, 13, 13.3, and 27 of the Environmental Protection Act [415 ILCS 5/7.2, 13, 13.3 and 27].

SOURCE: Adopted in R86-44 at 12 Ill. Reg. 2502, effective January 13, 1988; amended in R88-18 at 13 Ill. Reg. 2463, effective January 31, 1989; amended in R89-3 at 13 Ill. Reg. 19243, effective November 27, 1989; amended in R89-12 at 14 Ill. Reg. 7608, effective May 8, 1990; amended in R91-5 at 16 Ill. Reg. 7346, effective April 27, 1992; amended in R95-22 at 20 Ill. Reg. 5533, effective April 1, 1996; amended in R96-12 at 20 Ill. Reg. 10671, effective July 24, 1996; amended in R97-7 at 21 Ill. Reg. 5163, effective April 10, 1997; amended in R98-23 at 22 Ill. Reg. 11465, effective June 22, 1998; amended in R99-17 at 23 Ill. Reg. 8412, effective July 12, 1999; amended in R00-7 at 24 Ill. Reg. 2372, effective January 26, 2000; amended in R00-15 at 24 Ill. Reg. 11633, effective July 24, 2000; amended in R01-5 at 25 Ill. Reg. 1322, effective January 11, 2001; amended in R01-25 at 25 Ill. Reg. 10860, effective August 14, 2001; amended in R02-3 at 26 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 310.110 Definitions

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Act" means the Environmental Protection Act [415 ILCS 5]. ~~††††-Rev-Stat-19917-eh-111-1/27-par-1061-et-seq-~~

"Agency" means the Illinois Environmental Protection Agency.

"Approval Authority" means the Agency.

BOARD NOTE: Derived from 40 CFR 403.3(c) (2000) ~~†1991†~~.

"Approved POTW Pretreatment Program" or "Program" or "POTW Pretreatment Program" means a program administered by a POTW that which has been approved by the Agency in accordance with Sections 310.541 through 310.546.

BOARD NOTE: Derived from 40 CFR 403.3(d) (2000) ~~†1991†~~.

"Authorization to discharge" means an authorization issued to an industrial user by a POTW that which has an approved pretreatment program. The authorization may consist of a permit, license, ordinance or other mechanism as specified in the approved pretreatment program.

"Blowdown" means the minimum discharge of recirculating water for the purpose of discharging materials contained in the water, the further buildup of which would cause concentration in amounts exceeding limits established by best engineering practice.

BOARD NOTE: Derived from 40 CFR 401.11(p) (2000) ~~†1991†~~.

"Board" means the Illinois Pollution Control Board.

"CWA" means Federal Water Pollution Control Act, also known as the Clean Water Act, as amended, incorporated by reference in Section 310.107.

BOARD NOTE: Derived from 40 CFR 403.3(b) (2000) ~~†1991†~~.

"Control authority" is as defined in Section 310.601.

"Indirect Discharge" or "Discharge" means the introduction of pollutants into a POTW from any nondomestic source regulated under Section 307(b), (c) or (d) of the CWA (33 USC 1317(b), (c) or (d)).

BOARD NOTE: Derived from 40 CFR 403.3(g) (2000) ~~†1991†~~.

"Industrial User" or "User" means a source of indirect discharge. As used in this Part, an "industrial user" includes any person who meets any of the following criteria:

The person discharges **Discharges** toxic pollutants as defined by 35 Ill. Adm. Code 307.1005;

The person is ~~is~~ subject to a categorical standard adopted or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

incorporated by reference in 35 Ill. Adm. Code 307.1;

The person discharges **Discharges** more than 15% of the total hydraulic flow received by the POTW treatment plant;

The person discharges **Discharges** more than 15% of the total biological loading of the POTW treatment plant as measured by the 5-day biochemical oxygen demand;

The person has ~~Has~~ caused pass through or interference; ~~or,--0r7~~

The person has ~~Has~~ presented an imminent endangerment to the health or welfare of persons.

BOARD NOTE: Derived from 40 CFR 403.3(h) (2000) ~~†1991†~~.

"Industrial wastewater" means waste of a liquid nature discharged by an industrial user to a sewer tributary to a POTW.

"Interference" means a discharge which, alone or in conjunction with a discharge or discharges from other sources, for which both of the following is true:

The discharge ~~inhibits~~ **inhibits** or disrupts the POTW, its treatment processes or operations, or its sludge processes, use or disposal; and

As a result of the inhibition of disruption, the discharge ~~therefore~~ is a cause of a violation of any requirement of the POTW's NPDES permit (including an increase in the magnitude or duration of a violation) or of the prevention of sewage sludge disposal in compliance with any "sludge requirements."

BOARD NOTE: Derived from 40 CFR 403.3(i) (2000) ~~†1991†~~.

"Municipal sewage" is sewage treated by a POTW exclusive of its industrial component.

"Municipal sludge" is sludge produced by a POTW treatment works.

"Municipality." See "unit of local government."

"New source" means "new source" as defined in Section 310.111.

BOARD NOTE: Derived from 40 CFR 401.11(c) and 403.3(k) (2000) ~~†1991†~~.

"Noncontact cooling water" means water used for cooling that **which** does not come into direct contact with any raw material, intermediate product, waste product or finished product.

BOARD NOTE: Derived from 40 CFR 401.11(n) (2000) ~~†1991†~~.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Noncontact cooling water pollutants" means pollutants present in noncontact cooling waters.
BOARD NOTE: Derived from 40 CFR 401.11(o) (2000) (1991).

"NPDES Permit" means a permit issued to a POTW pursuant to Section 402 of the CWA, or Section 12(f) of the Act and 35 Ill. Adm. Code 309, Subpart A.
BOARD NOTE: Derived from 40 CFR 403.3(l) (2000) (1991).

"O and M" means operation and maintenance.

"Pass through" means a discharge of pollutants that which exits the POTW into waters of the State in quantities or concentrations which, alone or in conjunction with a discharge or discharges from other sources, is a cause of a violation of any requirement of the POTW's NPDES permit (including an increase in the magnitude or duration of a violation).
BOARD NOTE: Derived from 40 CFR 403.3(n) (2000) (1991).

"Person" means an individual, corporation, partnership, association, State, "unit of local government" or any interstate body. This term includes the United States government, the State of Illinois, and their political subdivisions.

BOARD NOTE: Derived from 40 CFR 401.11(m) (2000) (1991) and 33 U.S.C. 1362(5).

"Pollutant" means dredged spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt, and industrial, municipal, and agricultural waste discharged into a sewer.
BOARD NOTE: Derived from 40 CFR 401.11(f) (2000) (1991).

"Pollution" means the man-made or man-induced alteration of the chemical, physical, biological, and radiological integrity of water.
BOARD NOTE: Derived from 40 CFR 401.11(g) (2000) (1991).

"POTW" means "Publicly Owned Treatment Works," which is defined below.

"POTW Treatment Plant" means that portion of the POTW that which is designed to provide treatment (including recycling and reclamation) of municipal sewage and industrial wastewater.
BOARD NOTE: Derived from 40 CFR 403.3(p) (2000) (1991).

"Pretreatment" means the reduction of the amount of pollutants, the elimination of pollutants or the alteration of the nature of pollutant properties in wastewater prior to or in lieu of discharging or otherwise introducing such pollutants into a POTW. The reduction or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

alteration may be obtained by physical, chemical or biological processes, process changes or by other means, except as prohibited by Section 310.232. Appropriate pretreatment technology includes control equipment, such as equalization tanks or facilities, for protection against surges or slug loadings that which might interfere with or otherwise be incompatible with the POTW. However, where wastewater from a regulated process is mixed in an equalization facility with unregulated wastewater or with wastewater from another regulated process, the effluent from the equalization facility must meet an adjusted pretreatment limit calculated in accordance with Section 310.233.

BOARD NOTE: Derived from 40 CFR 403.3(q) (2000) (1991).

"Pretreatment permit" means an authorization to discharge to a sewer that which is issued by the Agency as the control authority.

"Pretreatment requirements" means any substantive or procedural requirement related to pretreatment, other than a pretreatment standard, imposed on an industrial user.

BOARD NOTE: Derived from 40 CFR 403.3(r) (2000) (1991).

"Pretreatment standard," or "standard" means any regulation containing pollutant discharge limits promulgated by USEPA, and incorporated by reference in 35 Ill. Adm. Code 307. This term includes prohibitive discharge limits established pursuant to Section 310.201 through 310.213 or 35 Ill. Adm. Code 307.1101. This term also includes more stringent prohibitions and standards adopted by the Board in this Part or 35 Ill. Adm. Code 307, including 35 Ill. Adm. Code 307.1101, 307.1102, and 307.1103. The term also includes local limits pursuant to Section 310.211 that which are a part of an approved pretreatment program.

BOARD NOTE: Derived from 40 CFR 403.3(j) (2000) (1991).

"Process wastewater" means any water that which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, by-product, or waste product.

BOARD NOTE: Derived from 40 CFR 401.11(q) (2000) (1991).

"Process wastewater pollutants" means pollutants present in process wastewater.

BOARD NOTE: Derived from 40 CFR 401.11(r) (2000) (1991).

"Project XL" means the federal project for excellence and leadership or a federally approved facility- or community-based regulatory reinvention (XL) pilot project, as such are described in the Federal Register notices of May 23, 1995 (60 Fed. Reg. 27282) and November 1, 1995 (60 Fed. Reg. 55569).

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Publicly owned treatment works" or "POTW" means a "treatment works" that which is owned by the State of Illinois or a "unit of local government." This definition includes any devices and systems used in the storage, treatment, recycling, and reclamation of municipal sewage or industrial wastewater. It also includes sewers, pipes, and other conveyances only if they convey wastewater to a POTW treatment plant. The term also means the "unit of local government" that which has jurisdiction over the indirect discharges to and the discharges from such a treatment works.

BOARD NOTE: Derived from 40 CFR 403.3(o) (2000) ~~†199†~~.

"Schedule of compliance" means a schedule of remedial measures included in an authorization to discharge or a pretreatment permit, or an NPDES permit, including an enforceable sequence of interim requirements (for example, actions, operations or milestone events) leading to compliance with this Part and 35 Ill. Adm. Code 307. A schedule of compliance does not protect an industrial user or POTW from enforcement.

BOARD NOTE: Derived from 40 CFR 401.11(m) (2000) ~~†199†~~ and 33 USC 1362(17).

"Significant industrial user" means as follows:

All industrial users subject to categorical pretreatment standards under Section 310.220 through 310.233 and 35 Ill. Adm. Code 307, and

Any other industrial user that discharges an average of 25,000 gallons per day or more of process wastewater to the POTW (excluding sanitary, noncontact cooling, and boiler blowdown wastewater); contributes a process wastestream that which makes up five percent or more of the average dry weather hydraulic or organic capacity of the POTW treatment plant; or is designated as such by the control authority, as defined in Section 310.601, on the basis that the industrial user has a reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or requirement (in accordance with Section 310.510(f)); except, upon a finding that an industrial user meeting the criteria of this second subsection of this definition has no reasonable potential for adversely affecting the POTW's operation of for violating any pretreatment standard or requirement, the control authority, as defined in Section 310.601, may at any time, on its own initiative or in response to a petition received from an industrial user or POTW may determine in accordance with Section 310.510(f) that such industrial user is not in significant industrial user.

BOARD NOTE: Derived from 40 CFR 403.3(t) (2000) ~~†199†~~.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Sludge requirements" means any of the following permits or regulations: 35 Ill. Adm. Code 309.155 (NPDES Permits), 309.208 (Permits for Sites Receiving Sludge for Land Application), 703.121 (RCRA Permits), 807.202 (Solid Waste Permits), the Toxic Substances Control Act (15 USC 2601) or the Marine Protection, Research and Sanctuaries Act (33 USC 1401), Section 39(b) of the Act (NPDES Permits), and Section 405(b) of the Clean Water Act (federally-imposed sludge use and management requirements).

BOARD NOTE: Derived from 40 CFR 403.3(i) and 403.7(a) (2000) ~~†199†~~.

"Submission" means a request to the Agency by a POTW for approval of a pretreatment program, or for authorization to grant removal credits.

BOARD NOTE: Derived from 40 CFR 403.3(t) (2000) ~~†199†~~.

"Treatment works" is as defined in 33 USC 1292(2) (1987). It includes any devices and systems used in the storage, treatment, recycling, and reclamation of municipal or industrial wastewater to implement 33 U.S.C. 1281, or necessary to recycle or reuse water at the most economical cost over the estimated life of the works, including intercepting sewers, outfall sewers, sewage collection systems, pumping, power, and other equipment.

BOARD NOTE: Derived from 40 CFR 403.3(o) (2000) ~~†199†~~ and 33 U.S.C. 1292(2).

"Unit of local government" means a unit of local government, as defined by Art. 7, Sec. 1 of the Illinois Constitution, having jurisdiction over disposal of sewage. "Unit of local government" includes, but is not limited to, municipalities and sanitary districts.

BOARD NOTE: Derived from 40 CFR 401.11(m) (2000) ~~†199†~~ and 33 U.S.C. 1362(4).

"USEPA" means the United States Environmental Protection Agency.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

SUBPART L: FEDERAL PROJECT XL AGREEMENTS

Section 310.930 Federally-Approved Pretreatment Program Reintervention Pilot Projects Under Project XL

Once the POTW has fulfilled the requirements of subsection (b) of this Section, the Agency may, by a permit issued pursuant to Section 39 of the Act, allow any POTW that has a final Project XL agreement approved under subsection (b) to implement a pretreatment program that includes legal authorities and requirements that are different than the administrative requirements otherwise applicable under this Part.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) Incorporating the Project XL agreement into the POTW's NPDES permit.
- 1) The POTW must submit any such alternative requirements as a substantial program modification in accordance with the procedures outlined in Subpart K of this Part. The approved modified program must be incorporated as an enforceable part of the POTW's NPDES permit before the POTW may implement it.
 - 2) The Agency must include a reopener clause in the POTW's NPDES permit that directs the POTW to discontinue implementation of approved alternative requirements and resume implementation of its previously approved pretreatment program if the Agency determines that the primary objectives of the local pilot pretreatment program embodied in the Project XL agreement are not being met or the Project XL agreement expires or is otherwise terminated pursuant to its own terms.
- b) Board approval of a Project XL agreement.
- 1) The Board approves the Project XL agreement among the Metropolitan Water Reclamation District of Greater Chicago, the Agency, and USEPA and described at 66 Fed. Reg. 50336 (October 3, 2001) that received final approval by USEPA and the Agency on August 30, 2001.
 - 2) For any Project XL agreement that did not receive final USEPA and Agency approval by October 3, 2001, the Board must approve the alternative requirements in a rulemaking, adjusted standard, or variance proceeding before the Board pursuant to Sections 27 and 28, 28.1, or 35 through 38 of the Act [415 ILCS 5/27 and 28, 28.1, or 35 through 38], as appropriate. To obtain Board approval of a Project XL agreement, the POTW must submit a petition before the Board that complies with the applicable provisions of the Act and the Board's procedural rules at 35 Ill. Adm. Code: Subtitle A, as appropriate for the type of Board approval sought.

(Source: Added at 26 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Hospital Services
 - 2) Code Citation: 89 Ill. Adm. Code 148
 - 3) Section Numbers: Proposed Action:
148.295 Amendment
148.296 Amendment
148.297 Amendment
148.298 Amendment
 - 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-13] and Public Act 92-0008
 - 5) Complete Description of the Subjects and Issues Involved: These proposed amendments to the Department's rules concerning hospital services are necessary to implement payment methodology changes as required by the State's fiscal year 2002 budget plan. The amendments will result in the augmentation of certain inpatient reimbursement levels under Critical Hospital Adjustment Payments and Tertiary Care Adjustment Payments.
- Under CHAP, the Direct Hospital Adjustment (DHA) eligibility criteria are being expanded to include a greater number of hospitals on the basis of Medicaid Inpatient Utilization Rates (MIUR), total days of care provided and, in some cases, the provision of obstetrical care. Additionally, certain DHA rates will be increased, some hospitals that have not benefited from DHA rates will begin receiving such adjustments, and other adjustments will be provided on the basis of factors including Perinatal Level status, average length of stay and MIUR. For fiscal year 2002, annualized expenditures are expected to increase by approximately \$14.4 million on the basis of these changes.
- Under Tertiary Care Adjustment Payments, which are provided for higher level and complex medical care, proposed changes are being made concerning rates for out of state children's hospitals. For such hospitals, a lower day threshold of 1,001 Qualified Days will allow for greater adjustment payment levels for qualifying hospitals. For fiscal year 2002, these changes are expected to result in an increase in annualized expenditures of approximately \$1.2 million. Additional proposed amendments add an expiration date of June 30, 2002, to Sections 148.295, 148.297 and 148.298. These changes are being made pending fiscal year 2003 budgetary allocation determinations by the General Assembly for hospital services.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No
 - 7) Does this rulemaking contain an automatic repeal date? Yes (Sections 148.295, 148.297 and 148.298)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
148.285	Amendment	June 22, 2001 (25 Ill. Reg. 7536)
148.295	Amendment	October 12, 2001 (25 Ill. Reg. 12756)
148.296	Amendment	October 12, 2001 (25 Ill. Reg. 12756)
148.500	New Section	October 5, 2001 (25 Ill. Reg. 12517)
148.510	New Section	October 5, 2001 (25 Ill. Reg. 12517)
148.600	New Section	October 5, 2001 (25 Ill. Reg. 12517)
148.610	New Section	October 5, 2001 (25 Ill. Reg. 12517)
148.620	New Section	October 5, 2001 (25 Ill. Reg. 12517)
148.630	New Section	October 5, 2001 (25 Ill. Reg. 12517)
148.640	New Section	October 5, 2001 (25 Ill. Reg. 12517)
TABLE A	New Section	October 5, 2001 (25 Ill. Reg. 12517)
TABLE B	New Section	October 5, 2001 (25 Ill. Reg. 12517)
TABLE C	New Section	October 5, 2001 (25 Ill. Reg. 12517)

- 10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

- 11) Time, Place, and Manner in Which Interested Persons May Comment on this Proposed Rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to:

Joanne Jones
Office of the General Counsel, Rules Section
Illinois Department of Public Aid
201 South Grand Avenue East, Third Floor
Springfield, Illinois 62763-0002
(217) 524-0081

The Department requests the submission of written comments within 30 days after the publication of this notice. The Department will consider all written comments it receives during the first notice period as required by Section 5-40 of the Illinois Administrative Procedure Act [5 ILCS 100/5-40].

Any interested persons may review these proposed amendments at the Illinois Department of Human Services' local offices located in each county (except Cook County). In Cook County, the amendments may be reviewed at the Office of the Director, Illinois Department of Public Aid, 100 West Randolph, Tenth Floor, Chicago, Illinois, and the Office of the Secretary, Illinois Department of Human Services, 401 South Clinton, Seventh Floor, Chicago, Illinois. The amendments may be reviewed at all offices Monday through Friday from 8:30 a.m. until 5:00 p.m. These copies

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

of the amendments are being made available for review in accordance with federal requirements at 42 CFR 447.205.

These proposed amendments may have an impact on small businesses, small municipalities, and not-for-profit corporations as defined in Sections 1-75, 1-80 and 1-85 of the Illinois Administrative Procedure Act [5 ILCS 100/1-75, 1-80, 1-85]. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act [5 ILCS 100/5-30]. These entities shall indicate their status as small businesses, small municipalities, or not-for-profit corporations as part of any written comments they submit to the Department.

- 12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not-for-profit corporations affected: Hospitals will be affected by this rulemaking. The Department does not believe that any of the affected entities qualify as a small business.

B) Reporting, bookkeeping or other procedures required for compliance: None

C) Types of professional skills necessary for compliance: None

- 13) Regulatory Agenda on Which this Rulemaking Was Summarized: July 2001

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 148
HOSPITAL SERVICES

Section
148.10 Hospital Services
148.20 Participations
148.25 Definitions and Applicability
148.30 General Requirements
148.40 Special Requirements
148.50 Covered Hospital Services
148.60 Services Not Covered as Hospital Services
148.70 Limitation On Hospital Services
148.80 Organ Transplants Services Covered Under Medicaid (Repealed)
148.82 Organ Transplant Services
148.90 Heart Transplants (Repealed)
148.100 Liver Transplants (Repealed)
148.110 Bone Marrow Transplants (Repealed)
148.120 Disproportionate Share Hospital (DSH) Adjustments
148.130 Outlier Adjustments for Exceptionally Costly Stays
148.140 Hospital Outpatient and Clinic Services
148.150 Public Law 103-66 Requirements
148.160 Payment Methodology for County-Owned Hospitals in an Illinois County with a Population of Over Three Million
148.170 Payment Methodology for Hospitals Organized Under the University of Illinois Hospital Act
148.175 Supplemental Disproportionate Share Payment Methodology for Hospitals Organized Under the Town Hospital Act
148.180 Payment for Pre-operative Days, Patient Specific Orders, and Services Which Can Be Performed in an Outpatient Setting
148.190 Copayments
148.200 Alternate Reimbursement Systems
148.210 Filing Cost Reports
148.220 Pre September 1, 1991 Admissions
148.230 Admissions Occurring on or after September 1, 1991
148.240 Utilization Review and Furnishing of Inpatient Hospital Services Directly or Under Arrangements
148.250 Determination of Alternate Payment Rates to Certain Exempt Hospitals
148.260 Calculation and Definitions of Inpatient Per Diem Rates
148.270 Determination of Alternate Cost Per Diem Rates for All Hospitals; Payment Rates for Certain Exempt Hospital Units; and Payment Rates for Certain Other Hospitals
148.280 Reimbursement Methodologies for Children's Hospitals and Hospitals Reimbursed Under Special Arrangements
148.285 Excellence in Academic Medicine Payments

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

148.290 Adjustments and Reductions to Total Payments
148.295 Critical Hospital Adjustment Payments (CHAP)
148.296 Tertiary Care Adjustment Payments
148.297 Pediatric Outpatient Adjustment Payments
148.298 Pediatric Inpatient Adjustment Payments
148.300 Payment
148.310 Review Procedure
148.320 Alternatives
148.330 Exemptions
148.340 Subacute Alcoholism and Substance Abuse Treatment Services
148.350 Definitions (Repealed)
148.360 Types of Subacute Alcoholism and Substance Abuse Treatment Services (Repealed)
148.368 Volume Adjustment (Repealed)
148.370 Payment for Subacute Alcoholism and Substance Abuse Treatment Services
148.380 Rate Appeals for Subacute Alcoholism and Substance Abuse Treatment Services (Repealed)
148.390 Hearings
148.400 Special Hospital Reporting Requirements

AUTHORITY: Implementing and authorized by Articles III, IV, V, VI, and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI and 12-13].

SOURCE: Sections 148.10 thru 148.390 recodified from 89 Ill. Adm. Code 140.94 thru 140.398 at 13 Ill. Reg. 9572; Section 148.120 recodified from 89 Ill. Adm. Code 140.110 at 13 Ill. Reg. 12118; amended at 14 Ill. Reg. 2553, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 11392, effective July 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 15358, effective September 13, 1990; amended at 14 Ill. Reg. 16998, effective October 4, 1990; amended at 14 Ill. Reg. 18293, effective October 30, 1990; amended at 14 Ill. Reg. 18499, effective November 8, 1990; emergency amendment at 15 Ill. Reg. 10502, effective July 1, 1991, for a maximum of 150 days; emergency expired October 29, 1991; emergency amendment at 15 Ill. Reg. 12005, effective August 9, 1991, for a maximum of 150 days; emergency expired January 6, 1992; emergency amendment at 15 Ill. Reg. 16166, effective November 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 18684, effective December 23, 1991; amended at 16 Ill. Reg. 6255, effective March 27, 1992; emergency amendment at 16 Ill. Reg. 11335, effective June 30, 1992, for a maximum of 150 days; emergency expired November 27, 1992; emergency amendment at 16 Ill. Reg. 11942, effective July 10, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14778, effective October 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19873, effective December 7, 1992; amended at 17 Ill. Reg. 131, effective December 21, 1992; amended at 17 Ill. Reg. 3296, effective March 1, 1993; amended at 17 Ill. Reg. 6649, effective April 21, 1993; amended at 17 Ill. Reg. 14643, effective August 30, 1993; emergency amendment at 17 Ill. Reg. 17323, effective October 1, 1993, for a maximum of 150 days; amended

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

at 18 Ill. Reg. 3450, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 12853, effective August 2, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 14117, effective September 1, 1994; amended at 18 Ill. Reg. 17648, effective November 29, 1994; amended at 19 Ill. Reg. 1067, effective January 20, 1995; emergency amendment at 19 Ill. Reg. 3510, effective March 1, 1995, for a maximum of 150 days; emergency expired July 29, 1995; emergency amendment at 19 Ill. Reg. 6709, effective May 12, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 10060, effective June 29, 1995; emergency amendment at 19 Ill. Reg. 10752, effective July 1, 1995, for a maximum of 150 days; amended at 19 Ill. Reg. 13009, effective September 5, 1995; amended at 19 Ill. Reg. 16630, effective November 28, 1995; amended at 20 Ill. Reg. 872, effective December 29, 1995; amended at 20 Ill. Reg. 7912, effective May 31, 1996; emergency amendment at 20 Ill. Reg. 9281, effective July 1, 1996, for a maximum of 150 days; emergency amendment at 20 Ill. Reg. 12510, effective September 1, 1996, for a maximum of 150 days; amended at 20 Ill. Reg. 15722, effective November 27, 1996; amended at 20 Ill. Reg. 15722, effective November 27, 1996; amended at 21 Ill. Reg. 607, effective January 2, 1997; amended at 21 Ill. Reg. 8386, effective June 23, 1997; emergency amendment at 21 Ill. Reg. 9552, effective July 1, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 9822, effective July 2, 1997, for a maximum of 150 days; emergency amendment at 21 Ill. Reg. 10147, effective August 1, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 13349, effective September 23, 1997; emergency amendment at 21 Ill. Reg. 13675, effective September 27, 1997, for a maximum of 150 days; amended at 21 Ill. Reg. 16161, effective November 26, 1997; amended at 22 Ill. Reg. 1408, effective December 29, 1997; amended at 22 Ill. Reg. 3083, effective January 26, 1998; amended at 22 Ill. Reg. 11514, effective June 22, 1998; emergency amendment at 22 Ill. Reg. 13070, effective July 1, 1998, for a maximum of 150 days; emergency amendment at 22 Ill. Reg. 15027, effective August 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 16273, effective August 28, 1998; amendment at 22 Ill. Reg. 21490, effective November 25, 1998; amended at 23 Ill. Reg. 5784, effective April 30, 1999; amended at 23 Ill. Reg. 7115, effective June 1, 1999; amended at 23 Ill. Reg. 7908, effective June 30, 1999; emergency amendment at 23 Ill. Reg. 8213, effective July 1, 1999, for a maximum of 150 days; emergency amendment at 23 Ill. Reg. 12772, effective October 1, 1999, for a maximum of 150 days; amended at 23 Ill. Reg. 13621, effective November 1, 1999; amended at 24 Ill. Reg. 2400, effective February 1, 2000; amended at 24 Ill. Reg. 3845, effective February 25, 2000; emergency amendment at 24 Ill. Reg. 10386, effective July 1, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 11846, effective August 1, 2000; amended at 24 Ill. Reg. 16067, effective October 16, 2000; amended at 24 Ill. Reg. 17146, effective November 1, 2000; amended at 24 Ill. Reg. 18293, effective December 1, 2000; amended at 25 Ill. Reg. 5359, effective April 1, 2001; emergency amendment at 25 Ill. Reg. 5432, effective April 1, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 6959, effective June 1, 2001; emergency amendment at 25 Ill. Reg. 9974, effective July 23, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 10513, effective August 2, 2001; emergency amendment at 25 Ill. Reg. 12870, effective October 1, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. _____, effective

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 148.295 Critical Hospital Adjustment Payments (CHAP)

Critical Hospital Adjustment Payments (CHAP) shall be made to all eligible hospitals excluding county-owned hospitals, as described in Section 148.25 (b)(1)(A), unless otherwise noted in this Section, and hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B), for inpatient admissions occurring on or after July 1, 1998, in accordance with this Section. The provisions described in this Section will be effective through June 30, 2002.

a) Trauma Center Adjustments (TCA)

The Department shall make a trauma center adjustment (TCA) to Illinois hospitals recognized, as of the first day of July in the CHAP rate period, as a Level I or Level II trauma center by the Illinois Department of Public Health (IDPH) in accordance with the provisions of subsections (a)(1) through (a)(3) of this Section below.

1) Level I Trauma Center Adjustment (TCA).

A) Criteria. Illinois hospitals that, on the first day of July in the CHAP rate period, are recognized as a Level I trauma center by the Illinois Department of Public Health shall receive the Level I trauma center adjustment.

B) Adjustment. Illinois hospitals meeting the criteria specified in subsection (a)(1)(A) of this Section above shall receive an adjustment as follows:

i) Hospitals with Medicaid trauma admissions equal to or greater than the mean Medicaid trauma admissions, for all hospitals qualifying under subsection (a)(1)(A) of this Section above, shall receive an adjustment of \$21,365 per Medicaid trauma admission in the CHAP base period.

ii) Hospitals with Medicaid trauma admissions less than the mean Medicaid trauma admissions, for all hospitals qualifying under subsection (a)(1)(A) of this Section above, shall receive an adjustment of \$14,165 per Medicaid trauma admission in the CHAP base period.

2) Level II Rural Trauma Center Adjustment (TCA). Illinois rural hospitals, as defined in Section 148.25(g)(3), that, on the first day of July in the CHAP rate period, are recognized as a Level II trauma center by the Illinois Department of Public Health shall receive an adjustment of \$11,565 per Medicaid trauma admission in the CHAP base period.

3) Level II Urban Trauma Center Adjustment (TCA). Illinois urban hospitals, as described in Section 148.25(g)(4), that, on the first day of July in the CHAP rate period, are recognized as Level II trauma centers by the Illinois Department of Public Health shall receive an adjustment of \$11,565 per Medicaid trauma admission in the CHAP base period, provided that such hospital

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

meets the criteria described below:

- A) The hospital is located in a county with no Level I trauma center; and
- B) The hospital is located in a Health Professional Shortage Area (HPSA) (42 CFR 5), as of the first day of July in the CHAP rate period, and has a Medicaid trauma admission percentage at or above the mean of the individual facility values determined in subsection (a)(3) of this Section above; or the hospital is not located in an HPSA (42 CFR 5) and has a Medicaid trauma admission percentage that is at least the mean plus one standard deviation of the individual facility values determined in subsection (a)(3) of this Section above.

b) Rehabilitation Hospital Adjustment (RHA)

Illinois hospitals that, on the first day of July in the CHAP rate period, qualify as rehabilitation hospitals, as defined in 89 Ill. Adm. Code 149.50(c)(2), and that are accredited by the Commission on Accreditation of Rehabilitation Facilities (CARF), shall receive a rehabilitation hospital adjustment in the CHAP rate period that consists of the following three components:

- 1) Treatment Component. All hospitals defined in subsection (b) of this Section above shall receive \$4,595 per Medicaid Level I rehabilitation admission in the CHAP base period.
- 2) Facility Component. All hospitals defined in subsection (b) of this Section above shall receive a facility component that shall be based upon the number of Medicaid Level I rehabilitation admissions in the CHAP base period as follows:
 - A) Hospitals with fewer than 60 Medicaid Level I rehabilitation admissions in the CHAP base period shall receive a facility component of \$250,000 in the CHAP rate period.
 - B) Hospitals with 60 or more Medicaid Level I rehabilitation admissions in the CHAP base period shall receive a facility component of \$575,000 in the CHAP rate period.
- 3) Health Professional Shortage Area Adjustment Component. Hospitals defined in subsection (b) of this Section above, that are located in an Health-Professional-Shortage-Area (HPSA) (42 CFR 5) on July 1, 1999, shall receive \$300 per Medicaid Level I rehabilitation inpatient day in the CHAP base period.

c) Direct-Hospital-Adjustment-(DHA)-Criteria

To-qualify-for-the-DHA-under-this-subsection-(c), hospitals must--meet one-of-the-following-criteria:

- 1) Be--an--Illinois--hospital-located-outside-of-Health-Service-Area (HSA)--six-that-meets-one-of-the-following-criteria:
 - A) Has-a-Medicaid-inpatient-utilization-rate-on-the-last-day-of June-preceding-the-CHAP-rate-period-as-defined-in--Section 140-120(k)(5)--greater--than--60-percent-and-has-an-average length-of-stay-of-less-than-ten-days.
 - B) Is-a-major--teaching--hospital--with--35--or--more--graduate

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

medical--education--programs--accredited--by--the--American Accreditation-Council-for-Graduate--Medical--Education--the American--Osteopathic--Association--Division-of-Post-doctoral training--or--the--American--Dental--Association--Joint Commission-on-Dental-Accreditation:

- 2) Be--a--hospital--located--in--HSA--six--excluding-psychiatric-and rehabilitation--hospitals--as--defined--in--89--Ill--Adm--Code 149-50(e)(1)--and--(e)(2)--that--meets--one--of--the--following criteria:

A) Is-a-hospital-whose-sum-of-the-critical-weighting-factors-is greater-than-one-standard-deviation-above-the-mean-of--the summed--critical-weighting-factors-for-all-hospitals-located within-the-same-planning-area--The-critical-weighting factor-is-determined-as-follows:

- i) Hospitals--that--on-the-last-day-of-June-preceding-the CHAP-rate-period--are-designated-as-a-level-III--II--or-I--Perinatal--Center--by--the--Illinois-Department-of Public-Health--shall--receive--a-critical-weighting factor-of-107-7-57-or-5-respectively--depending-on--the hospital's-perinatal-level-designation.

- ii) Hospitals--that--on-the-last-day-of-June-preceding-the CHAP-rate-period--are-recognized-as-a-level-I--or--II Trauma--Center--by--the--Illinois-Department-of-Public Health--shall--receive--a-critical-weighting-factor-of ten--or--five-respectively--depending-on-the-hospital's trauma-level-designation.

- iii) Hospitals--that--on-the-last-day-of-June-preceding--the CHAP--rate--period--are-eligible-for-disproportionate share-payments-as-described-in--Section-140-120(g)(1) or-(g)(2)--shall--receive--a-critical-weighting-factor-of five:

- iv) Hospitals--that--have-an-occupancy-ratio--as-determined by-the-Illinois-Department-of--Public-Health--(IDPH)--based-upon--the--most--current--IDPH-published-report entitled--"Bed-County-Average-Bench-of--Stay--Average Daily--Census--and--Percent--Occupancy-for-Non-Federal Hospitals-in-Illinois"--which--is--available--to--the Illinois--Department--of-Public-Aid--on-the-last-day-of June-preceding-the-CHAP-rate-period--which-is-equal-to or-greater-than--the--mean-occupancy--ratio--for--all hospitals--in--the--planning--area--shall--receive--a critical-weighting-factor-of-five:

- v) Hospitals--that--have--Medicaid--obstetrical--care admissions--in--the-CHAP-base-period--and--are-equal-to-or greater--than--one-half-a-standard-deviation-above-the mean-Medicaid-obstetrical--care--admissions--in--their planning--area--shall--receive--a-critical-weighting factor-of-ten--If-the-hospital's-Medicaid-obstetrical

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

care--admissions--are--greater--than--the--mean--but--less than--one--half--a--standard--deviation--above--the--mean Medicaid--obstetrical--care--admissions--in--their--planning area--the--hospital--shall--receive--a--critical--weighting factor--of--five.

vi) Hospitals--that--on--the--last--day--of--June--preceding--the CHAP--rate--period--have--a--Medicaid--inpatient--utilization rate--as--defined--in--Section--140-120(k)(5)--which--is equal--to--or--greater--than--one--half--a--standard--deviation above--the--mean--Medicaid--inpatient--utilization--rate--in their--planning--area--shall--receive--a--critical weighting--factor--of--ten.--If--the--hospital's--Medicaid inpatient--utilization--rate--is--greater--than--the--mean but--less--than--one--half--a--standard--deviation--above--the mean--Medicaid--inpatient--utilization--rate--in--their planning--area--the--hospital--shall--receive--a--critical weighting--factor--of--five.

vii) Hospitals--that--have--Medicaid--general--care--admissions in--the--CHAP--base--period--and--are--equal--to--or--greater than--one--half--a--standard--deviation--above--the--mean Medicaid--general--care--admissions--in--their--planning area--shall--receive--a--critical--weighting--factor--of--ten. If--the--hospital's--Medicaid--general--care--admissions--are greater--than--the--mean--but--less--than--one--half--a standard--deviation--above--the--mean--Medicaid--general care--admissions--in--their--planning--area--the--hospital shall--receive--a--critical--weighting--factor--of--five.

viii) Hospitals--which--have--a--cost--per--day--at--00--percent occupancy--that--is--less--than--or--equal--to--one--half--a standard--deviation--below--the--mean--cost--per--day--at--00 percent--occupancy--in--their--planning--area--shall--receive a--critical--weighting--factor--of--ten.--If--the--hospital's cost--per--day--at--00--percent--occupancy--is--greater--than one--half--a--standard--deviation--below--the--mean--cost--per day--at--00--percent--occupancy--but--less--than--the--mean cost--per--day--at--00--percent--occupancy--in--their--planning area--the--hospital--shall--receive--a--critical--weighting factor--of--five.

B) Is--a--major--teaching--hospital--with--40--or--more--graduate medical--education--programs--accredited--by--the--American Accreditation--Council--for--Graduate--Medical--Education--the American--Osteopathic--Association--Division--of--post--doctoral Training--or--the--American--Dental--Association--Joint Commission--on--Dental--Accreditation.

C) Is--a--hospital--with--37200--or--more--total--Medicaid--admissions in--the--CHAP--base--period.

3) Be--a--hospital--qualifying--under--subsection--(c)(2)--above--that--has the--highest--number--of--Medicaid--obstetrical--care--admissions--in--the

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

CHAP--base--period:

4) Be--a--hospital--qualifying--under--subsection--(c)(2)--above--that--on the--last--day--of--June--preceding--the--CHAP--rate--period--is designated--as--a--Level--III--or--II--Perinatal--Center--by--the--Illinois Department--of--Public--Health--and--that--has--a--Medicaid--inpatient utilization--rate--as--defined--in--Section--140-120(k)(5)--which--is greater--than--one--half--a--standard--deviation--above--the--statewide mean--Medicaid--inpatient--utilization--rate--as--defined--in--Section 140-120(k)(3)--and--that--has--at--least--one--obstetrical--graduate medical--education--program--accredited--by--the--American Accreditation--Council--for--Graduate--Medical--Education--the American--Osteopathic--Association--Division--of--Post--doctoral Training--or--the--American--Dental--Association--Joint--Commission--on Dental--Accreditation.

5) Be--a--children's--hospital--which--means--a--hospital--devoted exclusively--to--caring--for--children--a--hospital--which--includes--a facility--devoted--exclusively--to--caring--for--children--that--is separately--licensed--as--a--hospital--by--a--municipality--shall--be considered--a--children's--hospital--to--the--degree--that--the hospital's--Medicaid--care--is--provided--to--children.

d) BHA--Adjustment

Calculation--of--the--BHA--is--as--follows:

1) Hospitals--qualifying--under--subsection--(c)(1)(A)--above--shall receive--a--BHA--of--\$60--multiplied--by--the--BHA--Medicaid--days--in--the CHAP--base--period.

2) Hospitals--qualifying--under--subsection--(c)(1)(B)7--(c)(2)--or--(c)(5) above--shall--receive--a--BHA--of--\$30--multiplied--by--the--BHA--Medicaid days--in--the--CHAP--base--period.

3) Hospitals--qualifying--under--subsection--(c)(5)--above--which--have--a Medicaid--inpatient--utilization--rate--as--defined--in--Section 140-120(k)(5)7--on--the--last--day--of--June--preceding--the--CHAP--rate period--that--is--greater--than--05--percent--shall--receive--an additional--\$20--multiplied--by--the--BHA--Medicaid--days--in--the--CHAP base--period.

4) Hospitals--qualifying--under--subsection--(c)(2)(B)--above--shall receive--an--additional--\$10--multiplied--by--the--BHA--Medicaid--days--in the--CHAP--base--period.

5) Hospitals--qualifying--under--subsections--(c)(2)(A)--and--(c)(2)(B)--of this--Section--will--receive--an--additional--\$20--multiplied--by--BHA Medicaid--days--in--the--CHAP--base--period.

6) Hospitals--qualifying--under--subsection--(c)(3)--or--(c)(4)--above shall--receive--an--additional--\$120--multiplied--by--the--BHA--Medicaid days--in--the--CHAP--base--period--if--the--Medicaid--inpatient utilization--rate--as--defined--in--Section--140-120(k)(5)7--on--the last--day--of--June--preceding--the--CHAP--rate--period--is--equal--to--or greater--than--50--percent--or--\$65--multiplied--by--the--BHA--Medicaid days--in--the--CHAP--base--period--if--their--Medicaid--inpatient utilization--rate--as--defined--in--Section--140-120(k)(5)7--on--the

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

last-day-of-June-preceding-the-CHAP-rate-period,-is-less-than--50 percent:

7) Payments---calculated---according---to---the---methodology---in---this subsection-(d)-shall-end-on-September-30,-1999-

(ce) Direct Hospital Adjustment (DHA) Criteria

1) Qualifying Criteria

Hospitals may qualify for the DHA under this subsection (ce) under the following categories:

A) Except for hospitals operated by the University of Illinois, children's hospitals, psychiatric hospitals, rehabilitation hospitals and long term stay hospitals, all other hospitals located in Health Service Area (HSA) 6 that either:

i) were eligible for Direct Hospital Adjustments under the CHAP program as of July 1, 1999, and had a Medicaid inpatient utilization rate (MIUR) equal to or greater than the Statewide mean in Illinois on July 1, 1999;

ii) were eligible under the Supplemental Critical Hospital Adjustment Payment (SCHAP) program as of July 1, 1999, and had an a MIUR equal to or greater than the Statewide mean in Illinois on July 1, 1999; or

iii) were county owned hospitals as defined in 89 Ill. Adm. Code 148.25(b)(1)(A), and had an a MIUR equal to or greater than the Statewide mean in Illinois on July 1, 1999.

B) Illinois hospitals located outside of HSA 6 that had an a MIUR greater than 60 percent on July 1, 1999, and an average length of stay less than ten days. The following hospitals are excluded from qualifying under this subsection (ce)(1)(B): children's hospitals; psychiatric hospitals; rehabilitation hospitals; and long term stay hospitals.

C) Children's hospitals, as defined under Section 149.50(c)(3), on July 1, 1999.

D) Illinois teaching hospitals, with more than 40 graduate medical education programs on July 1, 1999, not qualifying in subsections (ce)(1)(A), (B), or (C) of this Section above.

E) Except for hospitals operated by the University of Illinois, children's hospitals, psychiatric hospitals, rehabilitation hospitals, long term stay hospitals and hospitals qualifying in subsections (ce)(1)(A), (B), (C) or (D) of this Section, all other hospitals located in Illinois that had an a MIUR equal to or greater than the mean plus one-half standard deviation on July 1, 1999, and provided more than 15,000 Total days.

F) Except for hospitals operated by the University of Illinois, children's hospitals, psychiatric hospitals, rehabilitation hospitals, long term stay hospitals and hospitals otherwise

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

qualifying in subsection (c)(1)(A), (B), (C), (D) or (E) of this Section, all other hospitals that had a Combined MIUR greater than 30 percent on July 1, 1999, and provided more than 20,000 Total days.

G) Except for hospitals operated by the University of Illinois, children's hospitals, psychiatric hospitals, rehabilitation hospitals, long term stay hospitals and hospitals otherwise qualifying in subsection (c)(1)(A), (B), (C), (D), (E) or (F) of this Section, all other hospitals that had an MIUR greater than 50 percent on July 1, 1999, and provided more than 10,000 Total days.

H) Except for hospitals operated by the University of Illinois, children's hospitals, psychiatric hospitals, rehabilitation hospitals, long term stay hospitals and hospitals otherwise qualifying in subsection (c)(1)(A), (B), (C), (D), (E), (F) or (G) of this Section, all other hospitals that had an MIUR greater than 40 percent on July 1, 1999, and provided more than 7,500 Total days and provided obstetrical care as of July 1, 2001.

2) DHA Rates

A) For hospitals qualifying under subsection (ce)(1)(A) of this Section above, the DHA rates are as follows:

i) Hospitals that have a Combined MIUR that is equal to or greater than the Statewide mean Combined MIUR, but less than one standard deviation above the Statewide mean Combined MIUR, will receive \$75 per day for hospitals that do not provide obstetrical care and \$115 per day for hospitals that do provide obstetrical care.

ii) Hospital that have a Combined MIUR that is equal to or greater than one standard deviation above the Statewide mean Combined MIUR, but less than one and one-half standard deviation above the Statewide mean Combined MIUR, will receive \$115 per day for hospitals that do not provide obstetrical care and \$155 per day for hospitals that do provide obstetrical care.

iii) Hospitals that have a Combined MIUR that is equal to or greater than one and one-half standard deviation above the Statewide mean Combined MIUR, but less than two standard deviations above the Statewide mean Combined MIUR, will receive \$135 per day for hospitals that do not provide obstetrical care and \$175 per day for hospitals that do provide obstetrical care.

iv) Hospitals that have a Combined MIUR that is equal to or greater than two standard deviations above the Statewide mean Combined MIUR will receive \$155 per day for hospitals that do not provide obstetrical care and \$195 per day for hospitals that do provide obstetrical

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

care.

B) Hospitals qualifying under subsection (c)(1)(A) of this Section ~~above~~ will also receive the following rates:

- i) County owned hospitals ~~Hospitals~~ as defined in Section 148.25 with more than 30,000 Total days will have their rate increased by \$455 per day.
 - ii) Hospitals that are not county owned with more than 30,000 Total days will have their rate increased by \$345 per day.
 - iii) Hospitals with more than 80,000 Total days will have their rate increased by an additional \$410 per day.
 - iv) Hospitals with more than 4,500 Obstetrical days will have their rate increased by \$110 per day.
 - v) Hospitals with more than 5,500 Obstetrical days will have their rate increased by an additional \$185 per day.
 - vi) Hospitals with an MIUR rate greater than 74 percent will have their rate increased by \$160 per day.
 - vii) Hospitals with an average length of stay less than 3.9 days will have their rate increased by \$45 per day.
 - viii) Hospitals with an MIUR greater than the statewide mean plus one standard deviation that are designated a Perinatal Level 2 Center and have one or more obstetrical graduate medical education programs as of July 1, 1999, will have their rate increased by \$90 per day.
 - ix) Hospitals receiving payments under subsection (c)(2)(A)(ii) of this Section that have an average length of stay less than four days will have their rate increased by \$45 per day.
 - x) Hospitals receiving payments under subsection (c)(2)(A)(ii) of this Section that have an MIUR greater than 60 percent will have their rate increased by \$220 per day.
 - xi) Hospitals receiving payments under subsection (c)(2)(A)(iv) of this Section that have a Medicaid inpatient utilization rate greater than 70 percent and have more than 20,000 days will have their rate increased by \$5 per day.
- C) Hospitals qualifying under subsection (c)(1)(B) of this Section ~~above~~ will receive the following rates:
- i) Qualifying hospitals will receive a rate of \$330 per day.
 - ii) Qualifying hospitals with the more than 1,500 Obstetrical days will have their rate increased by \$225 per day.
- D) Hospitals qualifying under subsection (c)(1)(C) of this

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section ~~above~~ will receive the following rates:

- i) Hospitals will receive a rate of \$30 per day.
 - ii) Hospitals located in Illinois and outside of HSA 6, that have a Medicaid inpatient utilization rate greater than 60 percent, will have their rate increased by \$60 per day.
 - iii) Hospitals located in Illinois and inside HSA 6, that have a Medicaid inpatient utilization rate greater than 80 percent, will have their rate increased by \$430 \$925 per day.
 - iv) Hospitals that are not located in Illinois that have a Medicaid inpatient utilization rate greater than 45 percent will have their rate increased by \$35 per day.
 - v) Hospitals with more than 3,200 Total admissions will have their rate increased by \$270 \$175 per day.
- E) Hospitals qualifying under subsection (c)(1)(D) of this Section will receive the following rates:
- i) Hospitals will receive a rate of \$45 per day.
 - ii) Hospitals with an MIUR between 18 percent and 19.75 percent will have their rate increased by an additional \$15 per day.
 - iii) Hospitals with an MIUR equal to or greater than 19.75 percent will have their rate increased by an additional \$100 \$50 per day.
 - iv) Hospitals with a Combined MIUR that is equal to or greater than 35 percent will have their rate increased by an additional \$45 per day.
- F) Hospitals qualifying under subsection (c)(1)(E) of this Section will receive \$205 \$25 per day.
- G) Hospitals qualifying under subsection (c)(1)(F) of this Section will receive a rate of \$65 per day.
- H) Hospitals qualifying under subsection (c)(1)(G) of this Section will receive a rate of \$45 per day.
- I) Hospitals qualifying under subsection (c)(1)(H) of this Section will receive a rate of \$60 per day.
- J) Hospitals that qualify under subsection (c)(1)(A)(iii) of this Section will have their rates multiplied by a factor of two.
- 3) DHA Payments
- A) Payments under this subsection (c) will be made at least quarterly, beginning with the quarter ending December 31, 1999.
 - B) Payment rates will be multiplied by the Total days.
 - C) Total Payment Adjustments
 - i) For the CHAP rate period occurring in State fiscal year 2002 2000, total payments will equal the methodologies described above, less the amount the hospital received under DHA and SCHAP for the period

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

multiplied by the BHA-Medicaid days in the CHAP base period.
g) Critical Hospital Adjustment Payment Definitions
The definitions of terms used with reference to calculation of the CHAP required by this Section are as follows:

- 1) "CHAP base period" means State Fiscal Year 1994 for CHAP payments calculated for the July 1, 1995, CHAP rate period; State Fiscal Year 1995 for CHAP payments calculated for the July 1, 1996, CHAP rate period; etc.
- 2) "CHAP rate period" means, beginning July 1, 1995, the 12 month period beginning on July 1 of the year and ending June 30 of the following year.
- 3) "Combined MIUR" means the sum of Medicaid Inpatient Utilization Rate (MIUR) as of July 1, 1999, and as defined in Section 148.120(k)(5), plus the Medicaid obstetrical inpatient utilization rate, as described in Section 148.120(k)(6), as of July 1, 1999.

4) "Cost-per-day-at-00-percent-occupancy" means the estimated inpatient cost per day had the hospital been operating at an 00 percent occupancy rate.

45) "Medicaid general care admission" means hospital inpatient admissions which were subsequently adjudicated by the Department through the last day of June preceding the CHAP rate period and contained within the Department's paid claims data base, for recipients of medical assistance under Title XIX of the Social Security Act, excluding admissions for normal newborns, Medicare/Medicaid crossover admissions, psychiatric and rehabilitation admissions.

6) "Medicaid inpatient day" means hospital inpatient days which were subsequently adjudicated by the Department through the last day of June preceding the CHAP rate period and contained within the Department's paid claims data base, for recipients of medical assistance under Title XIX of the Social Security Act, excluding days for normal newborns and Medicare/Medicaid crossover days.

57) "Medicaid Level I rehabilitation admissions" means those billed as Level I admissions which were subsequently adjudicated by the Department through the last day of June preceding the CHAP rate period and contained within the Department's paid claims data base, with an ICD-9-CM principal diagnosis code of: 054.3, 310.1 through 310.2, 320.1, 336.0 through 336.9, 344.0 through 344.2, 344.8 through 344.9, 348.1, 801.30, 803.10, 803.84, 806.0 through 806.19, 806.20 through 806.24, 806.26, 806.29 through 806.34, 806.36, 806.4 through 806.5, 851.06, 851.80, 853.05, 854.0 through 854.04, 854.06, 854.1 through 854.14, 854.16, 854.19, 905.0, 907.0, 907.2, 952.0 through 952.09, 952.10 through 952.16, 952.2, and V57.0 through V57.89, excluding admissions for normal newborns.

60) "Medicaid Level I rehabilitation inpatient day" means the days associated with the claims defined in subsection (g)(5) of

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

quarter beginning July 1, 2001 1999 and ending December 31, 2001. For hospitals not qualifying for CHAP, BHA and SCHAP payments for the quarter ending September 30, 1999, total payments will equal the methodologies described above.

- ii) For CHAP rate periods occurring after State fiscal year 2002 2000, total payments will equal the methodologies described above.

df) Rural Critical Hospital Adjustment Payments (RCHAP) shall be made to Rural Critical Hospital Adjustment Payments (RCHAP) shall be made to rural hospitals, as described in 89 Ill. Adm. Code 140.80(j)(1), for certain inpatient admissions. The hospital qualifying under this subsection that has the highest number of Medicaid obstetrical care admissions during the CHAP base period shall receive \$400,000 per year. The Department shall also make an RCHAP adjustment payment to hospitals qualifying under this subsection at a rate that is the greater of:

- 1) the product of \$1,490 multiplied by the number of RCHAP Obstetrical Care Admissions in the CHAP base period, or
- 2) the product of \$150 multiplied by the number of RCHAP General Care Admissions in the CHAP base period.

eg) Each eligible hospital's critical hospital adjustment payment for the CHAP rate period shall equal the sum of the amounts described in subsections (a), (b), (c) and (d) and (f) of this Section above. The critical hospital adjustment payments shall be paid to eligible hospitals at least on a quarterly basis.

fh) Critical Hospital Adjustment Limitations
Hospitals that qualify for trauma center adjustments under subsection (a) shall not be eligible for the total trauma center adjustment if, during the CHAP rate period, the hospital is no longer recognized by the Illinois Department of Public Health as a Level I trauma center as required for the adjustment described in subsection (a)(1) of this Section above, or a Level II trauma center as required for the adjustment described in subsection (a)(2) or (a)(3) of this Section above. In these instances, the adjustments calculated shall be pro-rated, as applicable, based upon the date that such recognition ceased.

if) In order to maintain critical hospital access, the Department shall make an additional one-time CHAP payment in fiscal year 1999 to hospitals that meet one of the following:

- 1) A hospital located in HSA six, with a sum critical weighting factor equal to or greater than 37.5 that has an MIUR as defined in Section 140.120(k)(5) that is equal to or greater than 60 percent. Such a hospital shall receive \$10.50 multiplied by the BHA-Medicaid days in the CHAP base period.

- 2) A hospital qualifying under subsection (f)(1) of this Section with the highest number of Medicaid obstetrical care admissions in the CHAP base period. Such a hospital shall receive \$59

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

this Section above.

79) "Medicaid obstetrical care admission" means hospital inpatient admissions which were subsequently adjudicated by the Department through the last day of June preceding the CHAP rate period and contained within the Department's paid claims data base, for recipients of medical assistance under Title XIX of Social Security Act, with an ICD-9-CM principal diagnosis code of 640.0 through 648.9 with a 5th digit of 1 or 2; 650; 651.0 through 659.9 with a 5th digit of 1, 2, 3, or 4; 660.0 through 669.9 with a 5th digit of 1, 2, 3, or 4; 670.0 through 676.9 with a 5th digit of 1 or 2; or V27 through V27.9; or V30 through V39.9; or any ICD-9-CM principal diagnosis code that is accompanied with a surgery procedure code between 72 and 75.99; and specifically excludes Medicare/Medicaid crossover claims.

10) "Medicaid psychiatric days", as used in subsection (j)(2) below, means hospital inpatient days for the Supplemental-CHAP base that are billed to the Department with a category of service 21.

11) "Medicaid rehabilitation days", as used in subsection (j)(2) below, means hospital inpatient days for the Supplemental-CHAP base that are billed to the Department with a category of service 22.

82) "Medicaid trauma admission" means those claims billed as admissions which were subsequently adjudicated by the Department through the last day of June preceding the CHAP rate period and contained within the Department's paid claims data base, with an ICD-9-CM principal diagnosis code of: 800.0 through 800.99, 801.0 through 801.99, 802.0 through 802.99, 803.0 through 803.99, 804.0 through 804.99, 805.0 through 805.98, 806.0 through 806.99, 807.0 through 807.69, 808.0 through 808.9, 809.0 through 809.1, 828.0 through 828.1, 839.0 through 839.3, 839.7 through 839.9, 850.0 through 850.9, 851.0 through 851.99, 852.0 through 852.59, 853.0 through 853.19, 854.0 through 854.19, 860.0 through 860.5, 861.0 through 861.32, 862.8, 863.0 through 863.99, 864.0 through 864.19, 865.0 through 865.19, 866.0 through 866.13, 867.0 through 867.9, 868.0 through 868.19, 869.0 through 869.1, 887.0 through 887.7, 896.0 through 896.3, 897.0 through 897.7, 900.0 through 900.9, 902.0 through 904.9, 925, 926.8, 929.0 through 929.99, 958.4, 958.5, 990 through 994.99.

93) "Medicaid trauma admission percentage" means a fraction, the numerator of which is the hospital's Medicaid trauma admissions and the denominator of which is the total Medicaid trauma admissions in a given 12 month period for all Level II urban trauma centers.

104) "RCHAP general care admission" means Medicaid General Care Admissions, as defined in subsection (g)(4) (j)(5) of this Section above, less RCHAP Obstetrical Care Admissions, occurring in the CHAP base period.

115) "RCHAP obstetrical care admissions" means Medicaid Obstetrical

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

General Care Admissions, as defined in subsection (g)(7) (j)(5) of this Section above, with a Diagnosis Related Group (DRG) of 370 through 375, occurring in the CHAP base period.

12) "Total admissions" means total paid admission contained in the Department's paid claims database, including obstetrical admissions multiplied by two and excluding Medicare crossover admissions, for dates of service occurring in State fiscal year 1998 and adjudicated through June 30, 1999.

13) "Total days" means total paid days contained in the Department's paid claims database, including obstetrical days multiplied by two and excluding Medicare crossover days, for dates of service occurring in State fiscal year 1998 and adjudicated through June 30, 1999.

14) "Total obstetrical days" means hospital inpatient days for dates of service occurring in State fiscal year 1998 and adjudicated through June 30, 1999, with an ICD-9-CM principal diagnosis code of J40.0 through 648.9 with a 5th digit of 1 or 2; 650; 651.0 through 659.9 with a 5th digit of 1, 2, 3, or 4; 660.0 through 669.9 with a 5th digit of 1, 2, 3, or 4; 670.0 through 676.9 with a 5th digit of 1 or 2; V27 through V27.9; V30 through V39.9; or any ICD-9-CM principal diagnosis code that is accompanied with a surgery procedure code between 72 and 75.99; and specifically excludes Medicare/Medicaid crossover claims. 19) "Total Medicaid admissions" means hospital inpatient admissions for the CHAP base period for recipients of medical assistance under Title XIX of the Social Security Act, excluding admissions for normal newborns and Medicare/Medicaid crossover admissions. 20) "Total Medicaid days" means hospital inpatient days for the CHAP base period for recipients of medical assistance under Title XIX of the Social Security Act, excluding days for normal newborns and Medicare/Medicaid crossover admissions. 21) "BHA Medicaid days" means total Medicaid days that include Medicaid psychiatric days and Medicaid rehabilitation days for the CHAP base period multiplied by a factor of two.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 148.296 Tertiary Care Adjustment Payments

Tertiary Care Adjustment Payments shall be made to all eligible hospitals, excluding county-owned hospitals, as described in Section 148.25(b)(1)(A), and hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B), for inpatient admissions occurring on or after April 1, 2001, in accordance with this Section.

a) Definitions. The definitions of terms used with reference to calculation of payments under this Section are as follows:

1) "Base Period Claims" means claims for inpatient hospital services

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

with dates of service occurring in the Tertiary Adjustment Base Period that were subsequently adjudicated by the Department through December 31, 1999. For a general care hospital that includes a facility devoted exclusively to caring for children and that was separately licensed as a hospital by a municipality before September 30, 1998, Base Period Claims for services that may, in 89 Ill. Adm. Code 149.50(c)(3), be billed by a children's hospital shall be attributed exclusively to the children's facility. Base Period Claims shall exclude the following types:

- A) Claims for which Medicare was liable in part or in full ("cross-over" claims);
- B) Claims for transplantation services that were paid by the Department via form C-13, Invoice Voucher; and
- C) Claims for services billed for exceptional care services as described in Section 148.50(c)(2)(A) and (B).

2) "Case Mix Index" (CMI), for a given hospital, means the sum of all Diagnosis Related Grouping (DRG) (see 89 Ill. Adm. Code 149) weighting factors for Base Period Claims divided by the total number of claims included in the sum, but excluding claims:

- A) Reimbursed under a per diem rate methodology; and
- B) For Delivery or Newborn Care.

3) "Case Mix Adjustment Factor" (CMAF) means the following:

- A) For qualifying hospitals located in Illinois that, for Base Period Claims, had a CMI that is greater than the mean:

- i) CMI of all Illinois cost-reporting hospitals, but less than that mean plus a one standard deviation above the mean, the CMAF shall be equal to 0.040;
- ii) CMI plus one standard deviation above the mean of all Illinois cost reporting hospitals, but less than that mean plus two standard deviations above the mean, the CMAF shall be equal to 0.250;
- iii) CMI plus two standard deviations above the mean of all Illinois cost reporting hospitals, the CMAF shall be equal to 0.300.

- B) For qualifying hospitals located outside of Illinois that, for Base Period Claims, had a CMI that is greater than the mean:

- i) CMI of all out-of-state cost reporting hospitals, but less than that mean plus a one standard deviation above the mean, the CMAF shall be equal to 0.020;
- ii) CMI plus one standard deviation above the mean of all out-of-state cost reporting hospitals, but less than that mean plus two standard deviations above the mean, the CMAF shall be equal to 0.125;
- iii) CMI plus two standard deviations above the mean of all out-of-state cost reporting hospitals, the CMAF shall be equal to 0.150.

4) "Delivery or Newborn Care" means inpatient hospital care, the

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

claim for which was assigned by the Department to DRGs 370 through 375, 385 through 387, 389, 391 and 985 through 989.

- 5) "Tertiary Adjustment Base Period" means calendar year 1998.
- 6) "Tertiary Care Adjustment Rate Period" means, for fiscal year 2001, the three-month period beginning April 1, 2001, and for each subsequent fiscal year, the twelve-month period beginning July 1.

b) Case Mix Adjustment

The Department shall make a Case Mix Adjustment to certain hospitals, as defined in this subsection (b).

- 1) Qualifying Hospital. A hospital meeting both of the following criteria shall qualify for this payment:

- A) A hospital that had 100 or more Qualified Admissions; and
- B) For a hospital located:
 - i) in Illinois, has a CMI greater than or equal to the mean CMI for Illinois hospitals; or
 - ii) outside of Illinois, has a CMI greater than or equal to the mean CMI for out-of-state cost-reporting hospitals.

2) Qualified Admission. For the purposes of this subsection (b), "Qualified Admission" shall mean a Base Period Claim excluding a claim:

- A) Reimbursed under a per diem rate methodology; and
- B) For Delivery or Newborn Care.

3) Case Mix Adjustment. Each Qualifying Hospital will receive a payment equal to the product of:

- A) The product of the hospital's:
 - i) number of Qualified Admissions; and
 - ii) CMAF; and
- B) The sum of the hospital's:
 - i) rate for capital related costs in effect on July 1, 2000; and
 - ii) the product of the hospital's CMI raised to the second power and the DRG PPS (Prospective Payment System) (see 89 Ill. Adm. Code 149) rate per discharge in effect on July 1, 2000.

c) DRG Adjustment

The Department shall make a DRG Adjustment to certain hospitals, as defined in this subsection (c).

- 1) Qualifying Hospital. A hospital that, during the Tertiary Adjustment Base Period, had at least one Qualified Admission shall qualify for this payment.

2) Qualified Admission. For the purposes of this subsection (c), "Qualified Admission" means a Base Period Claim that was:

- A) Assigned by the Department to a DRG that:
 - i) had been assigned a weighting factor greater than 3.2000; and
 - ii) for which fewer than 200 Base Period Claims were

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

adjudicated by the Department; and

- B) Not a claim:
- i) reimbursed under a per diem rate methodology;
 - ii) for Delivery or Newborn Care; or
 - iii) for a patient transferred to another facility as described at 89 Ill. Adm. Code 149.25(b)(2).
- 3) DRG Adjustment Rates. For each Qualified Admission, a Qualifying Hospital will receive a payment equal to the product of:
- A) The hospital's DRG PPS rate per discharge in effect on July 1, 2000; and
 - B) The weighting factor assigned to the DRG to which the Qualified Admission was assigned by the Department; and
 - C) The constant 1.400.
- d) Children's Hospital Adjustment
- The Department shall make a Children's Hospital Adjustment to certain hospitals, as defined in this subsection (d).
- 1) Qualifying Hospital. A children's hospital, as defined at 89 Ill. Adm. Code 149.50(c)(3), shall qualify for this payment.
 - 2) Qualified Days. For the purposes of this subsection (d), "Qualified Day" means a day of care that was provided in a Base Period Claim, excluding a claim:
 - A) For Delivery or Newborn Care;
 - B) Assigned by the Department to a DRG with an assigned weighting factor that is less than 1.0000; or
 - C) For hospital inpatient psychiatric services as described at Section 148.40(a) or hospital inpatient physical rehabilitation services as described at Section 148.40(b).
 - 3) Children's Hospital Adjustment. A Qualifying Hospital shall receive a payment equal to the product of:
 - A) The sum of Qualified Days from the hospital's Base Period Claims; and
 - B) For Illinois hospitals with:
 - i) more than 5,000 Qualified Days, \$670; or
 - ii) 5,000 or fewer Qualified Days, \$300; and-
- C) For out-of-state hospitals with:
- i) more than 1,000 Qualified Days, \$670; or
 - ii) 1,000 or fewer Qualified Days, \$300.
- e) Primary Care Adjustment
- The Department shall make a Primary Care Adjustment to certain hospitals, as defined in this subsection (e).
- 1) Qualifying Hospital. A hospital located in Illinois that has at least one Qualifying Resident shall qualify for this payment.
 - 2) Qualifying Residents. For purposes of this subsection (e), "Qualifying Residents" means the number of primary care residents, as reported on form HCFA 2552-96, Worksheet E-3, Part IV, line 1, column 1, for hospital fiscal years ending September 30, 1997, through September 29, 1998.
 - 3) Qualified Admission. For the purposes of this subsection (e),

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

"Qualified Admission" shall mean a Base Period Claim excluding a claim:

- A) For hospital inpatient psychiatric services as described at Section 148.40(a) or hospital inpatient physical rehabilitation services as described at Section 148.40(b) and reimbursed under a per diem rate methodology; and
 - B) For Delivery or Newborn Care.
- 4) Primary Care Adjustment. A Qualifying Hospital will receive a payment equal to the product of:
- A) The number of Qualifying Admissions during the Tertiary Adjustment Base Period;
 - B) \$4,675; and
 - C) The quotient of:
 - i) the number of Qualifying Residents,
 - ii) divided by the number of Qualifying Admissions.
- f) Long Term Stay Hospital Adjustment
- The Department shall make a Long Term Stay Hospital Adjustment to certain hospitals, as defined in this subsection (f).
- 1) Qualifying Hospital. A long term stay hospital, as defined at 89 Ill. Adm. Code 149.50(c)(4), that had a CMI that was greater than or equal to the mean CMI for all long term stay hospitals, shall qualify for this payment.
 - 2) Qualified Days. For the purposes of this subsection (f), "Qualified Day" means a day of care that was provided in a Base Period Claim, excluding claims for hospital inpatient psychiatric services as described at Section 148.40(a) or hospital inpatient physical rehabilitation services as described at Section 148.40(b).
 - 3) Long Term Stay Hospital Adjustment Rates. A Qualifying Hospital will receive payments equal to the product of:
 - A) The number of Qualified Days from all Base Period Claims; and
 - B) A constant that:
 - i) for a hospital that had a CMI that was greater than or equal to the mean CMI for all long term stay hospitals plus one standard deviation above the mean, \$300; or
 - ii) for a hospital that had a CMI that was greater than or equal to the mean CMI for all long term stay hospitals, but less than one standard deviation above that mean, \$5.
- g) Rehabilitation Hospital Adjustment
- The Department shall make a Rehabilitation Hospital Adjustment to certain hospitals as defined in this subsection (g).
- 1) Qualifying Hospital. A hospital that qualifies for the Rehabilitation Hospital Adjustment under the Critical Hospital Adjustment Payments (CHAP) program, as defined in Section 148.295(b), shall qualify for this payment.
 - 2) Qualified Admission. For the purposes of this subsection (g),

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

"Qualified Admission" shall mean a Medicaid level I rehabilitation admission in the CHAP rate period, as defined in Section 148.295, for fiscal year 2001.

- 3) Rehabilitation Hospital Adjustment. A Qualifying Hospital shall receive payment as follows:

- A) For a hospital that had fewer than 60 Qualified Admissions, \$100,000.
- B) For a hospital that had 60 or more Qualified Admissions, \$350,000.

h) Tertiary Care Adjustment

- 1) The total annual adjustment to an eligible hospital shall be the sum of the adjustments for which the hospital qualifies under subsections (a) through (g) of this Section.
- 2) A total annual adjustment amount shall be paid to the hospital during the Tertiary Care Adjustment Rate Period in installments on, at least, a quarterly basis.
- 3) For fiscal year 2001 only, one-fourth of the total annual adjustment amount determined under this Section shall be paid during the fiscal year 2001 Tertiary Care Adjustment Rate Period.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 148.297 Pediatric Outpatient Adjustment Payments

Pediatric Outpatient Adjustment Payments shall be made to all eligible hospitals excluding county-owned hospitals, as described in Section 148.25(b)(1)(A), and hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B), for outpatient services occurring on or after July 1, 1998, in accordance with this Section. The provisions described in this Section will be effective through June 30, 2002.

- a) To qualify for payments under this Section, a hospital must:
 - 1) be a children's hospital, as defined in 89 Ill. Adm. Code 149.50(c)(3), and
 - 2) have a Pediatric Medicaid Outpatient Percentage greater than 80 percent during the Pediatric Outpatient Adjustment Base Period.
- b) Hospitals qualifying under this Section shall receive the following amounts for the Pediatric Outpatient Adjustment Rate Year for dates of services occurring on or after July 1, 1998, but before January 1, 1999:
 - 1) For hospitals with a Medicaid Inpatient Utilization Rate (MIUR) that is less than 75 percent, the product of:
 - A) the hospital's MIUR plus one, multiplied by
 - B) the number of Pediatric Adjustable Outpatient Services, multiplied by
 - C) \$185.
 - 2) For hospitals with an MIUR that is greater than or equal to 75 percent, the product of:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

- A) one and one-half the hospital's MIUR plus one, multiplied by
- B) the number of Pediatric Adjustable Outpatient Services, multiplied by
- C) \$185.

- c) Hospitals qualifying under this Section shall receive the following amounts for the Pediatric Outpatient Adjustment Rate Year for dates of services occurring on or after January 1, 1999:
 - 1) For out-of-state cost reporting hospitals with an MIUR that is less than 75 percent, the product of:
 - A) for dates of services occurring on or after January 1, 1999, but before July 1, 1999:
 - i) the hospital's MIUR plus 1.3, multiplied by
 - ii) the number of Pediatric Adjustable Outpatient Services, multiplied by
 - iii) \$185.
 - B) for dates of services occurring on or after July 1, 1999:
 - i) the hospital's MIUR plus 1.15, multiplied by
 - ii) the number of Pediatric Adjustable Outpatient Services, multiplied by
 - iii) \$185.

- 2) For Illinois hospitals with an MIUR that is less than 75 percent, the product of:
 - A) the hospital's MIUR plus one, multiplied by
 - B) the number of Pediatric Adjustable Outpatient Services, multiplied by
 - C) \$185.

- 3) For Illinois hospitals with an MIUR that is greater than or equal to 75 percent, the product of:
 - A) one and one-half the hospital's MIUR plus one, multiplied by
 - B) the number of Pediatric Adjustable Outpatient Services, multiplied by
 - C) \$185.

- d) In addition to the reimbursement rates described in subsection (b) above, hospitals that have an MIUR that is greater than or equal to 80 percent shall receive an additional \$250,000 during the Pediatric Outpatient Adjustment Rate Year.
- e) Adjustments under this Section shall be paid on a quarterly basis.
- f) Definitions
 - 1) "Medicaid Inpatient Utilization Rate (MIUR)", as used in this Section, has the same meaning as ascribed in Section 148.120(k)(5), in effect for the rate period October 1, 1996, through September 30, 1997.
 - 2) "Pediatric Adjustable Outpatient Services" means the number of outpatient services, excluding procedure code 0080, adjudicated through a UB92 billing form and grouped through the Hospital Ambulatory Care Groupings, as defined in Section 148.140(b)(1), during the Pediatric Outpatient Adjustment Base Period. For a hospital, which includes a facility devoted exclusively to caring

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

for children, that is separately licensed as a hospital by a municipality, Pediatric Adjustment Outpatient Services will include psychiatric services (categories of service 27 or 28) for children less than 18 years of age, that are billed through the affiliated general care hospital.

- 3) "Pediatric Medicaid Outpatient Percentage" means a percentage that results from the quotient of the total Pediatric Adjustable Outpatient Services for persons less than 18 years of age divided by the total Pediatric Adjustable Outpatient Services for all persons, during the Pediatric Outpatient Adjustment Base Period.
- 4) "Pediatric Outpatient Adjustment Base Period" means all services billed to the Department, excluding procedure code 0080, with State Fiscal Year 1996 dates of service that were adjudicated by the Department on or before March 31, 1997.
- 5) "Pediatric Outpatient Adjustment Rate Year" means State Fiscal Year 1998 and each State Fiscal Year thereafter.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

Section 148.298 Pediatric Inpatient Adjustment Payments

Pediatric Inpatient Adjustment Payments shall be made, on a quarterly basis, to all eligible hospitals excluding county-owned hospitals, as described in Section 148.25(b)(1)(A), and hospitals organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B), for inpatient services occurring on or after July 1, 1998, in accordance with this Section. The provisions described in this Section will be effective through June 30, 2002.

- a) To qualify for payments under this subsection (a), a hospital must be a children's hospital, as defined in 89 Ill. Adm. Code 149.50(c)(3), that was licensed by a municipality on or before December 31, 1997. Hospitals qualifying under this subsection shall receive an adjustment for inpatient services equal to the product of the hospital's psychiatric and physical rehabilitation days, provided to children under 18 years of age during the adjustment base year, multiplied by \$890 per day. Payments under this subsection will be based on the following methodology:
 - 1) The calculation under this subsection (a) may not exceed more than 850 days.
 - 2) For the purposes of calculating payments under this subsection (a), the adjustment base year shall be psychiatric and physical rehabilitation days of care provided by the portion of the hospital that the Department does not recognize as a children's hospital. Such days include those provided in State fiscal year 1997 and adjudicated by the Department through March 31, 1998.
- b) In addition to the payments described under subsection (a) of this Section above, any children's hospital, as defined in 89 Ill. Adm.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Code 149.50(c)(3), will receive an additional adjustment equal to the product of the hospital's total paid days, excluding Medicare crossover claims, multiplied by \$123.50 per day. Such days include those provided in State fiscal year 1999 and adjudicated by the Department through May 31, 1999.

- c) For the rate year occurring in State fiscal year 2000, total payments made under subsection (b) of this Section above will be made in three equal payments beginning with the quarter ending December 31, 1999.
- d) For rate years occurring after State fiscal year 2000, total payments made under subsection (b) of this Section above will be made in four equal payments.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Charitable Games Act
- 2) Code Citation: 86 Ill. Adm. Code 435
- 3) Section Numbers: Proposed Action:
435.120 Amendment
- 4) Statutory Authority: 230 ILCS 30
- 5) A Complete Description of the Subjects and Issues Involved: This amendment replaces an emergency amendment adopted on October 19, 2001. The emergency amendment repealed provisions requiring that a listing of additional charitable games workers (i.e., those whose names and other information were not included in the original application) be submitted at least 14 days in advance of the charitable games event, and that failure to do so would bar such workers from participating in the management or operation of the event.

These amendments change the 14-day requirement to a 3-day requirement. As noted in the Notice of Emergency Amendments (25 Ill. Reg. 14193, November 2, 2001), the Department considers a 14-day requirement a barrier to effective fundraising by bona fide charities, which is clearly the intent of the Charitable Games Act ("Act"). However, it believes a 3-day requirement is necessary to implement the Act in a manner consistent with its intent. When reviewing license applications, the Department must ensure that a charitable organization has properly certified that the workers meet the requirements of Section 4(2.1) of the Act. The 3-day requirements allows the Department ample time to communicate with an organization if the additional worker list is incomplete or if other administrative problems arise in regard to the list. In addition, the Department requires sufficient lead time to verify that the listed workers do not include persons that would disqualify the organization for a license under Section 7 of the Act. Such persons include, for instance, persons who have been convicted of a felony within 10 years prior to the organization's application date, who have been convicted of a violation of Article 28 of the Criminal Code of 1961, or who are professional gamblers. The restrictions of Section 7 serve to protect charitable organizations and players from abuse that might occur at the games were ineligible persons authorized to participate. Such abuse could result in decreased revenues, for instance. The 3-day requirement, it should be noted, has been proposed as part of the proposed Omnibus Charitable Gaming Act (most recently, Senate Bill 778). Both the Department and representatives from qualified charitable organizations agreed that this requirement was appropriate. Although the 3-day requirement was specifically included in the Omnibus Charitable Gaming Act, the Department believes that imposition of this requirement is supported by its general rulemaking authority to promulgate reasonable regulations to implement the Act. The regulation also reinstates the requirement that additional workers be barred if their

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

names are not submitted at least 3 days in advance of the event. The Department believes that this restriction, administered together with the 3-day requirement, is consistent with the provisions of the statute. If an organization delays in submitting additional worker information, the Department is not able to verify the eligibility of these workers under either Section 4(2.1) or Section 7 of the Act. As noted above, these provisions of the Act assist in achieving the intent of the Act (optimum fundraising for charitable organizations). If ineligible workers were allowed to participate in the games, abuse could occur which would disadvantage both charities and players. The proposed rule serves to prevent such abuse.

- 6) Will this proposed amendment replace an emergency amendment currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking does not create a State mandate, nor does it modify any existing State mandates.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rulemaking may submit them in writing by no later than 45 days after publication of this notice to:

Jerilynn T. Gorden
Senior Counsel, Sales & Excise Tax
Illinois Department of Revenue
Legal Services Office
101 West Jefferson
Springfield, Illinois 62794
(217) 782-6996
- 12) Initial Regulatory Flexibility Analysis:
 - A) Types of small businesses, small municipalities and not-for-profit corporations affected: Not-for-profit organizations eligible to receive charitable games licenses
 - B) Reporting, bookkeeping or other procedures required for compliance: Clerical
 - C) Types of professional skills necessary for compliance: None

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

13) Regulatory Agenda on which this rulemaking was summarized: July 2001

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE

CHAPTER I: DEPARTMENT OF REVENUE

PART 435

CHARITABLE GAMES ACT

Section	
435.100	Introduction
435.110	Definitions
435.120	Charitable Games Licenses
435.130	Supplier's Licenses
435.140	Provider's Licenses
435.150	Ineligibility for License
435.160	Operation of Charitable Games Events
435.170	Restrictions and Limitations on the Conducting of Charitable Games
435.180	Imposition of Tax, Returns
435.190	Records; Audits
435.200	Denial, Suspension, or Revocation of Licenses
435.210	Criminal and Civil Penalties
435.220	State-Local Relations

AUTHORITY: Implementing and authorized by the Charitable Games Act [230 ILCS 30].

SOURCE: Emergency Rule adopted at 10 Ill. Reg. 15687, effective September 15, 1986, for a maximum of 150 days; adopted at 11 Ill. Reg. 3722, effective February 10, 1987; peremptory amendments at 11 Ill. Reg. 10702, effective May 26, 1987; amended at 15 Ill. Reg. 10966, effective July 10, 1991; amended at 16 Ill. Reg. 14702, effective September 14, 1992; amended at 18 Ill. Reg. 11629, effective July 7, 1994; amended at 21 Ill. Reg. 3978, effective March 14, 1997; emergency amendment at 25 Ill. Reg. 14193, effective October 19, 2001, for a maximum of 150 days; amended at 26 Ill. Reg. _____, effective _____.

Section 435.120 Charitable Games Licenses

a) Eligibility. To be eligible for a charitable games license, an applying organization must have been organized in Illinois and must satisfy each of the following conditions of eligibility:

- 1) The organization must be a charitable, religious, fraternal, veterans, labor, or educational organization or institution organized and conducted on a not-for-profit basis with no personal profit inuring to anyone as a result of the operation and which is exempt from federal income taxation under Section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(8), 501(c)(10), or 501(c)(19) of the Internal Revenue Code, a veterans' organization as defined in the Bingo License and Tax Act [230 ILCS 25], an auxiliary of a veteran's organization (Section 2 of the Act), or

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

a local fraternal mutual benefit organization chartered at least 40 years before it applies for a license.

A) For an organization to be considered charitable for purposes of obtaining a charitable games license, its activities must benefit an indefinite number of persons; it must have no capital, capital stock, or shareholders; its funds must be derived mainly from private and public charity and be held in trust for the objects and purposes expressed in its charter; it must dispense charity to all who need and apply for it; and it must place no obstacles in the way of those seeking the benefits.

B) For an organization to be considered educational for purposes of obtaining a charitable games license, it must be organized and operated to provide systematic instruction in useful branches of learning by methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.

C) For an organization to be considered religious for purposes of obtaining a charitable games license, it must be a church, congregation, society, or organization founded for the purpose of religious worship.

D) For an organization to be considered fraternal for purposes of obtaining a charitable games license, it must be a civic, service or charitable organization, not for pecuniary profit, which is a branch, lodge or chapter of a national or State organization and exists for the common business, brotherhood, or other interest of its members. This does not include a college or high school fraternity or sorority.

E) For an organization to be considered labor for purposes of obtaining a charitable games license, it must be composed of labor unions or workers organized with the objective of betterment of the conditions of those engaged in such pursuit and the development of a higher degree of efficiency in their respective occupations.

F) For an organization to be considered a veteran's organization for purposes of obtaining a charitable games license, it must be comprised of members of which substantially all are individuals who are veterans or spouses, widows or widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit.

2) *The organization must have had a bona fide membership engaged in carrying out its objects for at least the entire five-year period immediately preceding application* (Section 3 of the Act). However, this five-year requirement shall not apply with regard to the following two types of organizations:

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

A) An organization which has had a bona fide membership engaged in carrying out its objectives for at least the entire two-year period immediately preceding application, and which is affiliated with and chartered by a national organization which meets the five-year requirement (Section 3 of the Act).

B) A charitable organization created by a fraternal organization which meets the five-year requirement, and which has the same officers and directors as the fraternal organization. "Fraternal Organization" means a civic, service or charitable organization in Illinois, except a college or high school fraternity or sorority, not for pecuniary profit, which is a branch, lodge or chapter of a national or Illinois organization and exists for the common business, brotherhood, or other interest of its members (Section 3 of the Act).

3) Auxiliary organizations of a licensee shall not be eligible for a license to conduct charitable games, except for auxiliary organizations of veterans organizations (Section 4 of the Act). An "auxiliary organization" is one which exists to assist or support an affiliated organization.

b) Applications. Application for a charitable games license must be prepared by the prospective licensee or its duly authorized representative only on the forms prescribed by the Department, and must be accompanied by a license fee of \$200. A duly authorized representative is a person who has filed a power of attorney with the Department. Information requested of an applicant shall include, but not be limited to, name, mailing address, description of organization, information regarding the organization's officers and signatures. The Department will not consider applications which are not complete or which are not accompanied by the information described below. Each license must be applied for at least 30 days prior to the event at which the licensee wishes to conduct such games (Section 3 of the Act). Any willful misstatements contained in an application constitute perjury (Section 4 of the Act). An organization applying for a charitable games license must submit the following information in addition to the completed application form:

- 1) Documentary evidence sufficient to show that the organization meets the eligibility requirements of subsection (a) above. Such documentation must include, when applicable, a copy of the organization's by-laws, constitution, charter, minutes of past meetings, promotional materials, and Articles of Incorporation;
- 2) A copy of the letter or any other document issued to the organization by the Internal Revenue Service showing that the organization is currently exempt from federal income taxation under Section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(8), 501(c)(10) or 501(c)(19) of the Internal Revenue Code;
- 3) Information, on the form for that purpose, supplied by the

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

Department or on additional sheets attached to the form, concerning all of the members, volunteers, and employees of the organization who will participate in the management or operation of the charitable games events to be conducted under the license. This information shall include the names, addresses, social security numbers, and dates of birth of all persons who will participate in the management or operation of the games, along with a sworn statement made under penalties of perjury, signed by the presiding officer and secretary of the applicant, that the persons listed as participating in the management or operation of the games are bona fide members, volunteers, or employees of the applicant, that these persons have not participated in the management or operation of more than four charitable games events conducted by any licensee in the calendar year, and that these persons will receive no remuneration or compensation, directly or indirectly, from any source, for participating in the management or operation of the games. Any amendments to this listing, including a list of additional members, volunteers and employees who will participate in the management or operation of the charitable games events, must contain an identical sworn statement. If, from the information provided, the Department cannot determine with reasonable certainty that a member, volunteer, or employee does not have a criminal record which would make the organization ineligible for a license under Section 435.150, the Department will require such member, volunteer or employee to submit to fingerprinting in order to make a more certain determination as to the lack of a criminal history of the member, volunteer, or employee. Information concerning additional members, volunteers, and employees must be submitted to ~~may be submitted at any time; however, such members, volunteers, and employees may not participate in the management or operation of any charitable games event unless the information required above is received by the Department in writing at least 3 14 days before the event and must contain all the information required in this subsection (b)(3) on forms prescribed by the Department;~~

- 4) If the organization will be using charitable games equipment which it owns, it must include with its application for a charitable games license an application for a charitable games equipment ownership permit. The application for such permit must be on the form prescribed by the Department, and must be accompanied by an application fee of \$50. On the permit application, the organization must list all charitable games equipment it owns and certify that all such equipment has the name of the organization permanently affixed thereto in a clearly visible location. Such permits shall be valid indefinitely. However, an organization possessing a permit must file an annual report with the Department that includes a listing of its

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

- inventory of charitable games equipment. This report must be filed by January 30 of each year. An organization holding a charitable games equipment ownership permit may lend such equipment without compensation to other licensed organizations without applying for a supplier's license (Section 6 of the Act);
- 5) A diagram of the areas ~~area(s)~~ where the charitable games are to be played, showing the approximate location of each game, the location at which chips will be sold and redeemed (the bank), and the location of all doorways entering into the areas ~~area(s)~~;
- 6) If the organization will not be conducting its charitable games events ~~event(s)~~ on premises which it owns, or at which it has its principal office or conducts activities for which it is organized, the organization must submit with its application a copy of a written, signed lease with the person or organization holding the license to provide the premises on which the charitable games events ~~event(s)~~ will be conducted. No charitable games license will be issued for any dates ~~date(s)~~ not expressly stated in such lease;
- 7) Any other information requested by the Department which is necessary to establish the eligibility of the organization for a charitable games license;
- 8) A report on a form provided by the Department accounting for the disposition of the gross charitable games proceeds for the organization's most recent license year;
- 9) The application shall be signed by the presiding officer and the secretary of the applicant organization, who shall attest under penalties of perjury that the information contained in the application is true, correct and complete (Section 4 of the Act).
- c) Licenses. A licensee may hold only one charitable games license (Section 3 of the Act). A charitable games license will be issued for as many as four dates during a license year. These dates may be consecutive, or separate, or some combination thereof. The license must state at what location each game will be conducted.
- 1) Addition of new event dates or changes in established event dates and times. Although applicants are not required to list four dates on the application, charitable games licenses which are issued for fewer than four dates must be amended to add additional dates. The Department must receive written notice of an added date, or changed date or time, at least 30 days in advance of such date.
- 2) Changes in established locations. In cases of changed locations, an officer of the organization must notify the Department in writing at least 60 days in advance of the date on which the licensee wishes to conduct games at the alternate location. (Section 3 of the Act).
- d) Upon receipt of a charitable games license the licensee shall file a copy of the license with each police department or, if in an unincorporated area, each sheriff's office whose jurisdiction includes

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

the premises on which the charitable games events are authorized under the license (Section 4 of the Act).

e) The Department will not issue a charitable games license for an event to be held in a municipality if the municipality or county has adopted an ordinance prohibiting such events and has filed a copy of the ordinance with the Department.

f) A licensee must notify the Department of a change in officers within 30 days after such change. Notification must include the name, address, social security number, date of birth, race and daytime telephone number of the officer. In addition, the presiding officer and secretary will be required to sign an amended application.

(Source: Amended at 26 Ill. Reg. _____, effective _____)

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Disqualifying Income And Reduced Benefits
- 2) Code Citation: 56 Ill. Adm. Code 2920
- 3) Section Number: 2920.18
Adopted Action: Amendment
- 4) Statutory Authority: 820 ILCS 405/234, 235, 239, 245, 401, 402, 600, 605, 606, 610, 611, 1300, 1700 and 1701.
- 5) Effective Date of Amendment: November 15, 2001
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain an incorporation by reference? No
- 8) A copy of the adopted amendment, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: August 31, 2001; 25 Illinois Register 10966
- 10) Has JCAR issued a Statement of Objection to this amendment? No
- 11) Differences between proposed and final version: One change to the text suggested by the Administrative Code Division was made (\$125.00 was changed to \$125 in subsection (c)). No substantive changes were made to the text of the amendment.
- 12) Have all of the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this proposed amendment replace an emergency amendment currently in effect? Yes
- 14) Are there amendments pending on this Part? No
- 15) Summary and Purpose of Amendments: The recent enactment of the federal Economic Growth and Tax Relief Reconciliation Act of 2001 requires that states reduce the amount of voluntary withholding for federal income tax from an individual's unemployment benefits from 15% to 10%. This is a federal conformity issue, and implementation must begin after 60 days from the effective date of the Act (June 7, 2001).
- 16) Information regarding this adopted amendment shall be directed to:

Gregory J. Ramel, Deputy Legal Counsel

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

Illinois Department of Employment Security
401 South State Street - 7th Floor South
Chicago IL 60605
312-793-4240

The full text of the adopted amendment begins on the next page:

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER 9: INELIGIBILITY FOR BENEFITS

PART 2920

DISQUALIFYING INCOME AND REDUCED BENEFITS

Section	Definitions
2920.1	Ineligibility To Receive Benefits Due To Performing Full-Time Work Or
2920.5	Due To The Receipt Of Various Income Whose Sum Is Equal To Or Greater Than The Individual's Weekly Benefit Amount
2920.10	Reduction In Benefits Due To Receipt Of Vacation Pay, Holiday Pay, Retirement Pay, And Workers' Compensation Whose Sum Is Less Than The Individual's Weekly Benefit Amount
2920.15	Reduction In Benefits Due To Receipt Of Wages For Less Than Full-Time Work
2920.18	Voluntary Withholding For Federal Income Tax
2920.20	Reduced Benefits: Payment Of Dependents' Allowance Or Spouse's Allowance
2920.25	Payments Made During Shutdown For Inventory Or Vacation Purposes
2920.30	Payments Made In Connection With Separation Or Layoff As, Or In The Nature Of Vacation Pay, Vacation Pay Allowance Or As Pay In Lieu Of Vacation
2920.35	Holiday Pay
2920.40	Payments In Lieu Of Notice Of Separation Or Layoff
2920.45	Severance Pay
2920.48	Residual Payments
2920.50	Back Pay Awards
2920.55	Receipt Of Or Filing For Unemployment Insurance Benefits Under The Laws Of Another State, Canada, Or The United States
2920.60	Supplemental Unemployment Benefits (SUB Pay)
2920.65	Retirement Pay
2920.66	Payments To An Election Judge
2920.68	Payments By A Labor Union
2920.69	Jury Service
2920.70	Retirement Pay Considered Disqualifying Income
2920.75	Allocation Of Retirement Pay
2920.80	Miscellaneous Forms Of Retirement Pay
2920.85	Conformity With Federal Unemployment Tax Act

AUTHORITY: Implementing and authorized by Sections 234, 235, 239, 245, 401, 402, 600, 605, 606, 610, 611, 1300, 1700 and 1701 of the Unemployment Insurance Act [820 ILCS 405/234, 235, 239, 245, 401, 402, 600, 605, 606, 610, 611, 1300, 1700 and 1701].

SOURCE: Adopted at 11 Ill. Reg. 1853, effective January 7, 1987; amended at 12 Ill. Reg. 16066, effective September 23, 1988; amended at 13 Ill. Reg. 1773,

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

effective January 27, 1989; amended at 13 Ill. Reg. 5936, effective April 18, 1989; emergency amendments at 13 Ill. Reg. 11899, effective July 1, 1989, for a maximum of 150 days; emergency amendments to 56 Ill. Adm. Code 2920.5 and 2920.75, expired November 28, 1989; amended at 13 Ill. Reg. 17402, effective October 30, 1989; amended at 15 Ill. Reg. 180, effective December 28, 1990; amended at 15 Ill. Reg. 11416, effective July 30, 1991; amended at 18 Ill. Reg. 4166, effective March 3, 1994; amended at 21 Ill. Reg. 567, effective January 1, 1997; emergency amendment at 25 Ill. Reg. 10226, effective August 7, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 15415, effective NOV 15 2001.

Section 2920.18 Voluntary Withholding For Federal Income Tax

a) Whenever an individual voluntarily elects, pursuant to Section 1300 of the Act [820 ILCS 405/1300], to have monies withheld from his unemployment insurance benefits to cover possible federal income tax liability, the amount of benefits subject to federal income tax withholding is the sum of the individual's weekly benefit amount (WBA), following any of the mandatory deductions from unemployment benefits set forth in subsections (a)(1), (2), and (3), plus any spouse or dependents' allowance payable under the Act. The following are the mandatory deductions:

- 1) disqualifying income, including vacation pay, holiday pay, retirement pay, and workers' compensation, under Section 2920.10;
- 2) wages for less than full time work payable to him with respect to such week which are in excess of 50% of his weekly benefit amount;
- 3) one-fifth of the individual's WBA for each day that the individual was unable or unavailable for work as required by Section 402 of the Act.

b) Whenever an individual has voluntarily elected, pursuant to Section 1300 of the Act, to have monies withheld for federal income tax from his unemployment benefits for a period covered by a benefit check, the Department shall withhold 10 1/5% of the amount of benefits that are subject to withholding under subsection (a), rounded (if not already a multiple of one dollar) to the nearest dollar. If the product is equally near 2 multiples of one dollar, it shall be rounded to the higher multiple of one dollar. If the individual's benefits for the period, less amounts subject to recoupment under Section 2835.15 and less any involuntary deductions for delinquent child support pursuant to Section 2815.105, are less than 10 1/5% of the amount of benefits subject to withholding under subsection (a), the entire amount of the benefits remaining shall be withheld.

1) Example: The individual's WBA for each of the two weeks covered by the benefit payment is \$251. The individual receives a dependents' allowance of \$81 for each week. The amount of benefits subject to federal income tax withholding for the two week period is the sum of \$332 and \$332, which equals \$664. The

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

Department will deduct for federal income tax withholding 10 1/5% of \$664 which equals \$66.4099-60, which, rounded to the nearest dollar, is \$66.41. Accordingly, the individual will receive \$598.564 in benefits after having \$66.41 deducted for federal income tax withholding.

2) Example: The individual's WBA for each of the two weeks covered by the Department's payment of benefits is \$129. The individual receives a dependents' allowance of \$42 for each week.

For the first week of the payment period, the individual has \$90 in disqualifying vacation pay, but in the second week the individual does not have any disqualifying vacation pay.

The amount of benefits subject to federal income tax withholding for the first week is \$129 less \$90 in vacation pay, which equals \$39 plus his dependents' allowance of \$42, which totals \$81. Because the individual did not receive any disqualifying vacation pay for the second week of the period, the amount of benefits subject to federal income tax withholding attributable to the second week is \$129 plus his dependents' allowance of \$42, which totals \$171.

The amount of benefits subject to federal income tax withholding for the two week period is the sum of \$81 and \$171, which equals \$252. The Department will deduct for federal income tax withholding 10 1/5% of \$252, which equals \$25.2037-00, which, rounded to the nearest dollar, is \$25.20.

The individual will receive \$227.214 for the period after having \$25.20 deducted for federal income tax withholding.

3) Example: The individual's WBA for each of the two weeks covered by the Department's payment of benefits is \$129. The amount of benefits subject to federal income tax withholding for each week of the two week period is \$129. The amount of benefits subject to federal income tax withholding for the two week period is \$258, the sum of \$129 and \$129.

10 1/5% of \$258 equals \$25.8030-70, which, rounded to the nearest dollar, is \$25.81.

In this example, assume that the individual has elected federal income tax withholding, that the individual is also subject to recoupment for both weeks in an amount up to 25% of his WBA, which amount is \$32.25 for both weeks, and that the individual is subject to a withholding order of \$100 for child support for the first week.

For the first week, the Department will first recoup the entire amount of \$32.25 due for that first week. \$129 minus \$32.25 equals \$96.75. Because the individual does not have sufficient benefits to cover the full amount of child support due for that first week, the Department will deduct \$96.75, the amount of benefits available for that week. The individual's payment for the two week period will not include any benefits with respect to that first week.

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

For the second week of the payment period, the individual is not subject to a withholding order for child support. Accordingly, the individual is eligible to receive \$96.75 for the second week, the difference between the benefits payable to him for that week (\$129) and the amount recouped (\$32.25). Because the individual has elected federal income tax withholding for the period covered by the payment, the Department will deduct \$2639 for federal income tax withholding from the individual's benefits and pay the individual the remaining \$70.7557-75.

- 4) Example: Assume the same situation described in subsection (b)(3), except that the individual's withholding for court ordered child support is \$90 for each week. The amount of benefits subject to federal income tax withholding for the two week period remains \$258. $10\pm5\%$ of \$258 equals \$25.8038-78, which, rounded to the nearest dollar, is \$2639.

The individual has sufficient benefits for the Department to recoup the maximum amount and to deduct for child support in full for both weeks. If the individual had not elected to withhold federal income tax, the individual would have received a check for \$13.50, the sum of \$6.75 and \$6.75 for that two week period. Because the individual has elected federal income tax withholding for this period and the benefits for the period after recoupment and child support are less than $10\pm5\%$ of the amount subject to withholding, the Department will deduct the entire \$13.50 for federal income tax withholding and not pay the individual any benefits for this period.

- c) An individual's election and his revocation of his election to have monies withheld from his benefits for possible federal income tax liability shall be prospective only. Any decision made by the Department as to whether an individual has, under the Act, elected withholding or revoked a withholding election shall constitute a final administrative decision, subject to review under the Administrative Review Law [735 ILCS 5/Art. III].

EXAMPLE: Upon filing an additional claim during his benefit year, an individual elects to have federal income tax withheld from his unemployment benefits. His first benefit check covers the two-week period beginning January 20, 2002-1997, and ending February 2, 2002 February--17--1997. His WBA is \$250, and the amount subject to withholding for the period is \$5075 ($10\pm5\%$ of \$500). For each week, he is subject to recoupment of 25% of his WBA and a withholding order of \$100 for child support. Consequently, his benefit check for the two-week period is for \$125±00-00. When he receives his benefit check, he asks to revoke the election, explaining he thought the income tax withholding would be based on a percentage of his WBA after recoupment and child support. While the Department, if he desires, will revoke his election to withhold with respect to a period that has not yet ended, it will not retroactively revoke

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENT

his election with respect to January 20 through February 2 February---1. Elections and revocations can only operate prospectively.

(Source: Amended at 25 Ill. Reg. 15415, effective NOV 15 2001)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 1) Heading of the Part: Men's Health Code
- 2) Code Citation: 77 Ill. Adm. Code 950
- 3)

<u>Section Numbers:</u>	<u>Adopted Action:</u>
950.10	New Section
950.20	New Section
950.30	New Section
950.40	New Section
950.50	New Section
950.60	New Section
950.70	New Section
950.80	New Section
950.200	New Section
950.210	New Section
950.220	New Section
950.230	New Section
950.240	New Section
950.250	New Section
950.260	New Section
950.300	New Section
950.310	New Section
950.320	New Section
950.330	New Section
950.340	New Section
950.350	New Section
950.360	New Section
- 4) Statutory Authority: Implementing and authorized by Sections 2310-397 and 2310-398 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois [20 ILCS 2310/2310-397 and 2310-398] and by the Illinois Grant Funds Recovery Act [30 ILCS 705].
- 5) Effective Date of Rules: November 16, 2001
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted rules, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Date Notice of Proposed Rulemaking was Published in the Illinois Register: July 20, 2001, 25 Ill Reg 8974
- 10) Has the Joint Committee on Administrative Rules issued a Statement of Objection to this rulemaking? No

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 11) Difference between proposal and final version: In Section 950.230, deleted "this Section" and inserted "Sections 950.240 and 950.260".
In Section 950.320, after "entity" added ", as described in subsection (d)".
In Section 950.320, deleted "under this Section" and inserted "(Section 2310-397 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code [20 ILCS 2310/2310-397])".
In addition, various nonsubstantive typographical, grammatical and form changes were made in response to comments from the Joint Committee on Administrative Rules.
- 12) Have all the changes agreed upon by the agency and the Joint Committee been made as indicated in the agreements issued by the Joint Committee?
Yes
- 13) Will the rulemaking replace an emergency rulemaking currently in effect?
No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rules: The rules implement legislation creating the programs for prostate cancer research grants, prostate and testicular cancer awareness, and prostate cancer screening. Subpart A of the rules includes general provisions for reporting, grant notification, grant expiration, grant termination, hearings, and grant funds recovery. Subpart B includes provisions for the prostate cancer research grants, including eligibility, application, review, grant use, and progress reporting. Subpart C includes the awareness and screening program, including application, review, grant use, and process reporting.
- 16) Information and questions regarding these adopted rules shall be directed to:

Peggy Snyder
Department of Public Health
Division of Legal Services
535 West Jefferson, Fifth Floor
Springfield, Illinois 62761-0001
(217) 782-2043
rules@idph.state.il.us

The full text of the adopted rules begins on the next page:

DEPARTMENT OF PUBLIC HEALTH

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER u: MISCELLANEOUS PROGRAMS AND SERVICES

SUBPART A: GENERAL PROVISIONS

PART 950
MEN'S HEALTH CODE

Section 950.10 Definitions

"Clinical Trial" means the testing of diagnostic, treatment, and prevention techniques by comparing results in patients randomly assigned to receive one of two or more techniques being tested.

"Cure" means the eradication of disease through removal of the risk of death invoked by the disease that was treated.

"Department" means the Department of Public Health.

"Director" means the Director of Public Health.

"Early Detection" means the discovery of prostate or testicular cancer in a man previously thought to be free of these cancers and at the first possible time when spread to other organs is least likely to occur.

SUBPART B: PROSTATE CANCER RESEARCH FUND

- Section 950.10 Definitions
- 950.20 Reports
- 950.30 Grant Notification
- 950.40 Expiration
- 950.50 Termination
- 950.60 Denial, Suspension, or Revocation
- 950.70 Hearings
- 950.80 Grant Funds Recovery

- Section 950.200 Purpose
- 950.210 Prostate Cancer Research Grants
- 950.220 Eligibility
- 950.230 Application
- 950.240 Application Review
- 950.250 Grant Use
- 950.260 Progress Reporting

SUBPART C: PROSTATE AND TESTICULAR CANCER PROGRAM

- Section 950.300 Purpose
- 950.310 Prostate and Testicular Cancer Program
- 950.320 Prostate Cancer Screening Program
- 950.330 Application
- 950.340 Application Review
- 950.350 Grant Use
- 950.360 Progress Reporting

AUTHORITY: Implementing and authorized by Sections 2310-397 and 2310-398 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois [20 ILCS 2310/2310-397 and 2310-398] and by the Illinois Grant Funds Recovery Act [30 ILCS 705].

SOURCE: Adopted at 25 Ill. Reg. 15422, effective Nov 16 2000.

"Fellowship" means supervised practical experience for an individual in a health care or scientific specialty beyond that required to earn a doctorate or, in the case of medicine, beyond that provided to hospital resident physicians to broaden expertise in prostate cancer.

"Funding Period" means the time (usually 12 months coinciding with the State's Fiscal Year) during which money is to be spent in support of a particular research project, program, or training course.

"General Award" means presentation of funds by the Department to an applicant to conduct research on prostate cancer.

"Governmental Unit Code" means the State Comptroller's preassigned vendor identification number for governmental agencies and municipalities.

"Indirect Costs" benefitting more than one cost objective yet not readily assignable to any of the cost objectives specifically benefitted, without effort disproportionate to the results achieved.

"Non-profit Organization" includes, but is not limited to, a corporation as described in the General Not-for-Profit Corporation Act of 1986 [805 ILCS 105].

"Prevention" means using various techniques, including drugs, diet, or lifestyle changes to stop cancer from developing.

"Principal Investigator" means the person with prime responsibility

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

for conducting the research project.

"Project Period" means a minimum of one year and a maximum of three years (possibility of two continuation grants).

"Prostate Cancer" means malignant tumor of the prostate characterized by uncontrolled, abnormally rapid division of cells that originate in the prostate and surrounding tissue and may spread to other organs.

"Referral" means the process of linking persons who may be or who have been diagnosed with cancer with services in response to those needs.

"Research" means a scientific investigation into possible causes, location, progression, treatment, care and cure for prostate cancer. Research includes, but is not limited to, expenditures to develop and advance the understanding, techniques, and modalities effective in prevention, cure, and treatment of prostate cancer and may include clinical trials.

"Research Fund" means the Prostate Cancer Research Fund, which is a special fund in the State Treasury as described in Section 2310-398 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code of Illinois.

"Research Grant" means funding provided to qualified principal investigators to investigate specific questions related to prostate cancer research.

"Screening" means examining and testing for cancer in men who have no overt symptoms of cancer. Screening includes, but is not limited to, laboratory tests, physical examination and medical history.

"Taxpayer Identification Number" means the nine digit Federal Taxpayer Identification Number also known as the Federal Employer Identification Number (FEIN), Social Security Number, or Governmental Unit Code.

"Testicular Cancer" means malignant tumor of the testicle characterized by uncontrolled, abnormally rapid division of cells that originate in the testicle and surrounding tissue and may spread to other organs.

"Treatment" means the management and care for the purpose of combating prostate or testicular cancer.

Section 950.20 Reports

- a) To the extent not prohibited by law, all reports issued by the

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

Department that are aggregated to make it impossible to identify any individual or reporting facility shall be made available to the public under the Department's Freedom of Information Code (2 Ill. Adm. Code 1126) and the Freedom of Information Act [5 ILCS 140].

- b) All requests from researchers for access to data must be submitted in writing to the Department.
- c) Disclosure of information may only be made if not otherwise prohibited by State or federal law or regulation.

Section 950.30 Grant Notification

- a) The Department shall award funds based upon the application process. The exact amount and number of grants will depend upon the amount of funds available to the Department and the number of applications received and approved.
- b) The Department may award an amount less than the amount requested in an application.
- c) The Department shall prepare grant agreements and award transmittal letters. Receipt of the transmittal letter and grant agreement for signature by the applicant shall constitute notification of a grant award.
- d) Applicants who are not awarded grant funds shall be notified in writing by the Department.
- e) The grant agreement shall not be sold, assigned, or transferred in any manner. An actual or attempted sale, assignment, or transfer of the grant agreement shall result in immediate termination and automatically render the grant agreement null, void, and of no further effect.
- f) If the grantee ceases operation, then the grant agreement shall be terminated. The grantee must notify the Department in writing by certified mail within 10 days if the project or program operations have ceased.
- g) The general provisions of this Subpart apply to the entire Part.

Section 950.40 Expiration

Projects or programs shall end on the date specified in the grant agreement and shall not be extended or renewed, except if approved through a continuation application. A continuation application may result in a new grant agreement with a new expiration date.

Section 950.50 Termination

- a) Except as otherwise provided in this Section, the grant agreement may be terminated by either party upon 30 calendar days written notice to the other party as specified in the grant agreement.
- b) The grant agreement may be terminated immediately without penalty of further payment being required if the General Assembly fails to

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

appropriate or otherwise make available sufficient funds for the award or if sufficient funds are not available in the Prostate Cancer Research Fund, a special fund in the State Treasury.

- c) The Department may immediately suspend funding or terminate the contract of a grantee who has substantially failed or continually failed to comply with statute, this Part, another regulation, or the grant agreement.

Section 950.60 Denial, Suspension, or Revocation

- a) The Director may deny the application for grant funds or may suspend or revoke the grant agreement of a grantee when finding substantial or continued failure to comply with statute, this Part, another regulation, or the grant agreement. Except as provided in subsection (b), the Director must provide notice and an opportunity for a hearing to the party before executing the denial, suspension, or revocation.
- b) If the Director finds that the public interest, health, safety, or welfare requires emergency action, then the Director may immediately order summary suspension of a grant agreement pending proceedings for revocation. The Director's order must be written and include the reasons for the public emergency. These proceedings shall be promptly instituted and promptly determined.
- c) The notice of the denial, suspension, or revocation shall be made by certified mail or by personal service, state the particular reasons for the proposed action, and provide the opportunity to request a hearing. If a written hearing request is not received within 10 days after receipt of the notice, then the right to a hearing is deemed to be waived.

Section 950.70 Hearings

The Department's Rules of Practice and Procedure in Administrative Hearings (77 Ill. Adm. Code 100) apply to proceedings conducted under this Part. Where the terms "license" and "licensing" are used in Part 100, the definitions of those terms shall be expanded to include a grant applicant, a grantee awarded funds, and a grant agreement executed under this Part.

Section 950.80 Grant Funds Recovery

Grants made under this Part are also subject to the provisions of the Illinois Grant Funds Recovery Act [30 ILCS 705]. If a provision of this Part conflicts with a provision of the Illinois Grant Funds Recovery Act, then the provision of the Illinois Grant Funds Recovery Act controls.

SUBPART B: PROSTATE CANCER RESEARCH FUND

Section 950.200 Purpose

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

The purpose of grants under the Prostate Cancer Research Fund is to support research applicable to prostate cancer patients by public or private entities in Illinois. The grant purposes include, but are not limited to, the use of clinical trials and treatment and prevention of prostate cancer.

Section 950.210 Prostate Cancer Research Grants

From the Prostate Cancer Research Fund, the Department of Public Health shall make grants based upon the application process for funding research applicable to prostate cancer patients. The grant funds may not be used for institutional overhead costs, indirect costs, other organizational levies, or costs of community-based support services (Section 2310-398 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code [20 ILCS 2310/2310-398]).

Section 950.220 Eligibility

The following persons are applicants eligible for grants under this Subpart:

- a) Physicians licensed in Illinois to practice medicine in all of its branches.
- b) State-licensed hospitals in Illinois.
- c) State-certified laboratories in Illinois.
- d) Post-secondary higher educational institutions in Illinois.
- e) Healthcare affiliated organizations in Illinois.
- f) Persons who are Illinois residents or sponsored by an Illinois facility guaranteeing benefits to Illinois residents.

Section 950.230 Application

- a) The Department shall provide a written application, instructions, and forms to potential or requesting applicants. In addition to other items required in this Part, the Department shall request at least the following items in the application:

- 1) The name, address, and telephone, facsimile, and teletypewriter numbers of the applicant and principal investigator.
- 2) The name, address, and telephone, facsimile, and teletypewriter numbers of the entity through which the application is being submitted.
- 3) The curriculum vitae of the principal investigator.
- 4) The Social Security Number, Taxpayer Identification Number, or the Governmental Unit Code assigned by the State Comptroller.
- 5) The signature of principal investigator or agency official authorized to certify the application.
- 6) A statement of whether funds are being requested for a fellowship or a general award.
- 7) A statement of the research question, hypothesis, intervention, or model program on which the research will be based.
- 8) A detailed budget for the funding period, documenting sufficient

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

resources to carry out the project. The budget shall be by line item category and shall provide sufficient detail to justify the use of grant funds to support project activities. The applicant shall indicate the total cost of conducting the project, the anticipated funding request, if applicable, for years 2 and 3 of the project, the source of other funds supporting the project, and the amount of support requested from the Department.

- 9) A one-page non-technical abstract that describes the significance of the applicant's project concerning prostate cancer.
- 10) For each objective proposed for the first year of the project, a sequential listing of activities to achieve the objective, the timeline for completing each activity, and the identification of the individual responsible for coordinating the implementation of each objective.
- 11) An approximate timetable for completion of the entire project.
- 12) A prioritized listing of measurable objectives for the funding period.
- 13) The evaluation methods to be used to measure progress in achieving objectives and a plan for monitoring the overall project.
- 14) A signed statement of assurances indicating compliance with applicable State and federal statute and regulations.
- 15) A statement of approval by an institutional review board for research involving human subjects.

b) If the funds are being requested to support a fellowship, then the following information shall be provided in addition to the information required in subsection (a):

- 1) The name of the individual to be supported through the fellowship.
 - 2) The curriculum vitae of the individual.
 - 3) At least one letter of recommendation from the principal investigator or agency official authorized to certify the application.
- c) Continuation applications shall contain the information required under subsection (a) and shall include at least the following additional items:
- 1) A progress report of the status of each project activity to date, under the evaluation methods and monitoring plan specified in Sections 950.240 and 950.260.
 - 2) The project objectives for the new grant year, along with activities and timelines for completion of each activity.
 - 3) The revisions in the evaluation methods or the monitoring plan, with the reasons for the revisions.
 - 4) A budget and expense listing for the previous grant.

Section 950.240 Application Review

- a) The Department shall conduct a non-technical and technical review of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

each application.

b) The non-technical review shall evaluate at least each of the following items:

- 1) If the application contains each of the forms required under this Subpart.
- 2) If the application contains a response to each required item as specified in this Subpart.
- c) The technical review shall evaluate at least each of the following items:
 - 1) If the activities identified by the applicant will lead to achievement of the objectives.
 - 2) If the project objectives are achievable in the stated timeframe.
 - 3) If the project's evaluation methods will measure progress toward the identified objectives.
 - 4) If the budget provides sufficient resources and justifies the need for funds to carry out the project.
 - 5) If continuation applicants have documented the status of each activity supporting the current year's objectives and have provided an estimate of the extent to which each current year objective will be met.

Section 950.250 Grant Use

a) Except as otherwise provided in this Part, project funds shall only be used for the direct cost of administering, operating, and maintaining a project. Project grant funds cannot be used for institutional overhead costs, indirect costs, other organizational levies, or costs of community-based support services. The following direct costs are examples of those that may be incurred when specified in the grant agreement:

- 1) Personal services costs, including gross salaries and employer paid fringe benefits for full-time and part-time employees of the project.
- 2) Contractual services costs, including, but not limited to, fees for consultants and specialists, exclusive of consultant services for patient care; lab and other directly related test costs; conference registration fees; repair and maintenance of equipment; postage and postal services; training and education costs; software; and telecommunications costs.
- 3) Travel of personnel in carrying out authorized activities. Proper travel costs include the expenses for transportation, lodging, and subsistence for personnel who are on travel status on official business for the applicant. Out-of-State travel expenses require prior written approval of the Department.
- 4) Supplies and commodities, as required in the operation of the project, that are directly related to its operation. Supplies include, but are not limited to, office, medical, and educational supplies; equipment items costing less than \$100 each; printing;

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- and paper.
- 5) Equipment directly related to the operation of the project. Equipment includes only those items costing over \$100 with a useful life of more than one year. Equipment costs include all freight and installation expenses. Purchase of equipment items, other than those included in the approved budget, require prior written approval from the Department.
 - b) Payments to the grantee shall be made on a reimbursement basis.
 - 1) The grantee shall use the Department's Reimbursement Certification Form to request payment.
 - 2) The grantee shall document actual expenditures incurred for the purchase of goods and services necessary for conducting program activities.
 - A) Expenditures shall be itemized on the Reimbursement Certification Form in such a manner as to establish an audit trail for future verification of appropriate use of grant funds.
 - B) Each item claimed on the reimbursement certification form must be based on an expenditure traceable through the grantee's internal accounting system and shall include at least the following items:
 - i) Check number or internal ledger transfer code.
 - ii) Date of payment.
 - iii) Dates goods or services were received for the reimbursement period.
 - iv) Description of the goods or services and gross amount of the check or transfer.
 - v) Amount claimed for reimbursement from the Department.
 - c) The grantee shall submit requests for reimbursement periodically as determined by the Department throughout the period of the grant. The final request for reimbursement shall be submitted within 45 calendar days after the end of the grant agreement period.
 - d) Requests for budget adjustments shall be submitted to the Department in writing and shall be received by the Department no later than 45 calendar days before the end of the funding period.

Section 950.260 Progress Reporting

- a) Applicants will be required to submit written reports of progress toward achieving objectives at each of the following times:
 - 1) Each 6-month interval after the start of the funding period.
 - 2) The submission of a continuation application.
 - 3) The conclusion of the funding period.
- b) The reports must include at least each of the following items:
 - 1) Information reflecting the status of the project under the proposed timeframes reflected in the application.
 - 2) Information on each objective addressing the methods implemented to achieve the status.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 3) A projection of methods and timeframes involved to accomplish the objectives within the timeframe remaining, except for the submission of the project summary report.
- 4) A project summary at the close of the project period documenting the achievements and ultimate conclusions derived as result of the project.
- 5) A specification of the budget and use of funds.
- c) The Department reserves the right to request an oral presentation concerning a status or an end-of-project report for the benefit of the Department or other formally recognized audiences.

SUBPART C: PROSTATE AND TESTICULAR CANCER PROGRAM**Section 950.300 Purpose**

The purpose of the Prostate and Testicular Cancer Program is to support awareness, early detection, and screening applicable to prostate and testicular cancer patients by public or private entities in Illinois.

Section 950.310 Prostate and Testicular Cancer Program

- a) *The Department of Public Health, subject to appropriation or other available funding, shall conduct a program to promote awareness and early detection of prostate and testicular cancer. The program may include, but need not be limited to:*
 - 1) *dissemination of information regarding the incidence of prostate and testicular cancer, the risk factors associated with prostate and testicular cancer, and the benefits of early detection and treatment;*
 - 2) *promotion of information and counseling about treatment options;*
 - 3) *establishment and promotion of referral services and screening programs; and*
 - 4) *making grants for these purposes (Section 2310-397 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code [20 ILCS 2310/2310-397]).*
- b) The applicants eligible for grants under this Section include, but are not limited to, the following entities:
 - 1) Certified local health departments that provide public health programs as defined in the Local Health Protection Grant Rules (77 Ill. Adm. Code 615).
 - 2) State-licensed hospitals in Illinois.
 - 3) Post-secondary higher educational institutions in Illinois.
 - 4) Healthcare affiliated organizations in Illinois.

Section 950.320 Prostate Cancer Screening Program

- a) *Subject to appropriation or other available funding, the Department shall establish a Prostate Cancer Screening Program for the following*

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- grant funds to support program activities.
- g) An approximate timetable for completion of the entire program.
 - h) A signed statement of assurances indicating compliance with applicable State and federal statute and regulations.

Section 950.340 Application Review

The Department shall review each application, and at a minimum, evaluate the following items:

- a) If the application contains the items required under this Subpart.
- b) If the budget provides sufficient resources and justifies the need for funds to carry out the program.
- c) If continuation applicants have documented the status of the program.

Section 950.350 Grant Use

- a) Except as otherwise provided in this Part, program funds shall only be used for the direct cost of administering, operating, and maintaining a program. Grant funds may not be used for indirect costs of more than 12% of the funding amount. The following direct costs are examples of those that may be incurred when specified in the grant agreement:
 - 1) Personal services costs, including gross salaries and employer paid fringe benefits for full-time and part-time employees of the program.
 - 2) Contractual services costs, including, but not limited to, fees for consultants and specialists, exclusive of consultant services for patient care; lab and other directly related test costs; conference registration fees; repair and maintenance of equipment; postage and postal services; training and education costs; software; and telecommunications costs.
 - 3) Travel of personnel in carrying out authorized activities. Proper travel costs include the expenses for transportation, lodging, and subsistence for personnel who are on travel status on official business for the applicant. Out-of-State travel expenses require prior written approval of the Department.
 - 4) Supplies and commodities, as required in the operation of the program, that are directly related to its operation. Supplies include, but are not limited to, office, medical, and educational supplies; equipment items costing less than \$100 each; printing; and paper.
 - 5) Equipment directly related to the operation of the program. Equipment includes only those items costing over \$100 with a useful life of more than one year. Equipment costs include all freight and installation expenses. Purchase of equipment items, other than those included in the approved budget, require prior written approval from the Department.
- b) Payments to the grantee shall be made on a reimbursement basis.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

persons:

- 1) *Uninsured and underinsured men 50 years of age and older.*
- 2) *Uninsured and underinsured men between 40 and 50 years of age who are at high risk for prostate cancer, upon the advice of a physician or upon the request of the patient.*

- b) Any entity, as described in subsection (d), funded by the Department shall coordinate with other local providers of prostate cancer screening, diagnostic, follow-up, education, and advocacy services to avoid duplication of effort. Any entity funded by the Department shall comply with any applicable State and federal standards regarding prostate cancer screening.

- c) Any entity funded by the Department shall collect data and maintain records that are determined by the Department to be necessary to facilitate the Department's ability to monitor and evaluate the effectiveness of the entities and the program. [20 ILCS 2310/2310-397]

- d) The applicants eligible for grants (Section 2310-397 of the Department of Public Health Powers and Duties Law of the Civil Administrative Code [20 ILCS 2310/2310-397]) must be non-profit organizations and include, but are not limited to, the following entities:
 - 1) Certified local health departments that provide public health programs as defined in the Local Health Protection Grant Rules (77 Ill. Adm. Code 615).
 - 2) Non-profit State-licensed hospitals in Illinois.
 - 3) Non-profit post-secondary higher educational institutions in Illinois.
 - 4) Non-profit healthcare affiliated organizations in Illinois.

Section 950.330 Application

The Department shall provide a written application, instructions, and forms to potential or requesting applicants. In addition to other items required in this Part, the Department shall request at least the following items in the application:

- a) The name, address, and telephone, facsimile, and teletypewriter numbers of the applicant.
- b) The name, address, and telephone, facsimile, and teletypewriter numbers of the entity through which the application is being submitted.
- c) A two-page non-technical abstract that describes the significance of the applicant's program concerning prostate or testicular cancer.
- d) The Social Security Number, Taxpayer Identification Number, or the Governmental Unit Code assigned by the State Comptroller.
- e) The signature of the agency official authorized to certify the application.
- f) A detailed budget for the funding period, documenting sufficient resources to carry out the program. The budget shall be by line item category and shall provide sufficient detail to justify the use of

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF ADOPTED RULES

- 1) The grantee shall use the Department's Reimbursement Certification Form to request payment.
- 2) The grantee shall document actual expenditures incurred for the purchase of goods and services necessary for conducting program activities.
 - A) Expenditures shall be itemized on the Reimbursement Certification Form in such a manner as to establish an audit trail for future verification of appropriate use of grant funds.
 - B) Each item claimed on the reimbursement certification form must be based on an expenditure traceable through the grantee's internal accounting system and shall include at least the following items:
 - i) Check number or internal ledger transfer code.
 - ii) Date of payment.
 - iii) Dates goods or services were received for the reimbursement period.
 - iv) Description of the goods or services and gross amount of the check or transfer.
 - v) Amount claimed for reimbursement from the Department.
- c) The grantee shall submit requests for reimbursement periodically as determined by the Department throughout the period of the grant. The final request for reimbursement shall be submitted within 45 calendar days after the end of the grant agreement period.
- d) Requests for budget adjustments shall be submitted to the Department in writing and shall be received by the Department no later than 45 calendar days before the end of the funding period.

Section 950.360 Progress Reporting

- a) Applicants will be required to submit written reports of progress toward achieving objectives at each of the following times:
 - 1) Each 6-month interval after the start of the funding period.
 - 2) The conclusion of the funding period.
- b) The reports must include at least each of the following items:
 - 1) The number of people served by the program.
 - 2) The ethnic, geographic, and age breakdowns of the people served by the program.
 - 3) The stages of presentation of any prostate or testicular cancer diagnosed in the people served by the program.
 - 4) The diagnostic and treatment status of the people served by the program.
 - 5) A specification of the budget and use of funds.
- c) The Department reserves the right to request an oral presentation concerning a status or an end-of-program report for the benefit of the Department or other formally recognized audiences.

ILLINOIS RACING BOARD

NOTICE OF ADOPTED REPEALER

- 1) Heading of the Part: Illinois Racing Board
- 2) Code Citation: 11 Ill. Adm. Code 1301
- 3) Section Numbers: Adopted Action:

1301.10	Repealed
1301.20	Repealed
1301.50	Repealed
1301.60	Repealed
1301.80	Repealed
- 4) Statutory Authority: 230 ILCS 5/9(b)
- 5) Effective Date of Rulemaking: November 1, 2001
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this rulemaking contain incorporations by reference? No
- 8) A copy of the adopted repealer, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 9) Notice of Proposal Published in Illinois Register: 25 Ill. Reg. 7858 - 6/29/01
- 10) Has JCAR issued a Statement of Objection to this repealer? No
- 11) Differences between proposal and final version: None
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreements issued by JCAR? No agreements were necessary.
- 13) Will this rulemaking replace an emergency repealer currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Rulemaking: This Part is repealed and can be found slightly modified in new Part 200.
- 16) Information and questions regarding this adopted repealer shall be directed to: Mickey Ezzo
 Illinois Racing Board
 100 West Randolph, Suite 11-100
 Chicago Illinois, 60601
 (312) 814-5017

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

1) Heading of the Part: Acquisition, Management and Disposal of Real Property

2) Code Citation: 44 Ill. Adm. Code 5000

3) Section Number: 5000.901
Emergency Action: New

4) Statutory Authority: 20 ILCS 405/405-315

5) Effective Date of Emergency Amendment: November 16, 2001

6) If this Emergency Amendment is to expire before the end of the 150 day period, please specify the date on which it is to expire: Not applicable

7) Date filed with the Index Department: November 16, 2001

8) A copy of the emergency amendment, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.

9) Reason for Emergency: Since the terrorist attack on September 11, 2001, a number of steps have been taken to provide increased security in buildings managed by the Department. In the future, additional actions may be taken which, in some cases, may not be consistent with current rules. The emergency rules will provide the necessary authority to take such actions.

10) A Complete Description of the Subjects and Issues Involved: As a result of the terrorist attack on September 11, 2001 (and events subsequent to the attack), extraordinary measures are needed to insure that there is heightened security in State office buildings managed and maintained by this Department. Certain measures may call for modification and/or suspension of existing rules regarding the use of State buildings. This rulemaking authorizes the Director to take such action when necessary.

11) Are there any proposed amendments to this Part pending? Yes. These same amendments are simultaneously being proposed in this issue of the Illinois Register.

12) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local government.

13) Information and questions regarding these Emergency Amendments shall be directed to:

Stephen W. Seiple
720 Stratton Office Building
Springfield IL 62706

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

217/782-9669

The full text of the Emergency Amendment begins on the next page:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENT

SUBTITLE D: PROPERTY MANAGEMENT

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 5000

ACQUISITION, MANAGEMENT AND DISPOSAL OF REAL PROPERTY

SUBPART A: GENERAL

Section

5000.100 Authority

5000.110 Policy

5000.120 Applicability

SUBPART B: LEASED SPACE ACQUISITION POLICY

Section

5000.200 General Policy and Responsibility

5000.210 Requests for Space/Agency Responsibilities

5000.220 Acquisition Authority

5000.230 General Acquisition Procedures

5000.231 Acquisition of Leases by RFI

5000.232 Leases Acquired by Other Methods

5000.233 Renewal or Extension of Lease in Effect Prior to July 1, 1998

5000.234 Renewal of Leases Entered into After July 1, 1998

5000.235 Purchase Options

5000.240 Lease Administration

5000.250 Emergency Lease Procurement

SUBPART C: BUILDING STANDARDS

Section

5000.300 Scope

5000.310 Area Measurement

5000.320 Space Planning Assistance

5000.330 Open Space

5000.340 Space Allowance and Standards

5000.350 Office Furnishing

5000.360 Handicapped Accessibility

5000.370 Vending Facilities/Blind Operators

5000.380 Improvements

SUBPART D: ASSIGNMENT AND MANAGEMENT OF SPACE

Section

5000.400 Assignment and Management by DCMS

5000.410 Assignment by Agencies

5000.420 Reviews and Appeal of Space Assignment Actions

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

5000.430 Services Provided

5000.440 Alterations

5000.450 Local Requirements

SUBPART E: UTILIZATION OF SPACE
(STATE-OWNED AND LEASED PROPERTIES)

Section

5000.500 Space Inspections and Surveys

5000.510 Responsibility of Agencies

5000.520 Release of Space Not Fully Utilized

5000.530 Notice to DCMS of Relinquishment or Termination of Space

SUBPART F: EXCESS REAL PROPERTY

Section

5000.600 Excess Real Property Defined

5000.610 Reports of Excess Real Property

5000.620 Utilization of Excess Real Property

5000.630 Charges for Use of Excess Property

5000.640 Temporary Occupancy

5000.650 Disputes

5000.660 Non-State Use

SUBPART G: SURPLUS REAL PROPERTY

Section

5000.700 Surplus Real Property Defined

5000.710 Declaration of Surplus

5000.720 Reporting Surplus Real Property

5000.730 Notice of Availability to State Agencies

5000.740 State Agency Requests for Surplus Real Property

5000.750 Transfer Decisions

5000.760 Transfer Procedures

5000.770 Transfer to Department of Central Management Services

5000.780 Subsequent Disposal

5000.790 Sale of Surplus

5000.800 Notice of Sale to Local Governments

5000.810 Local Government Offer to Purchase

5000.820 Public Sale

5000.830 Public Sale Procedures

5000.840 Non-State Interim Use

SUBPART H: USE OF OFFICE BUILDING

Section

5000.900 Applicability

5000.901 Building Access and Security

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

suspension shall be reconsidered on a monthly basis and shall be lifted when, in the discretion of the Director, the suspension is no longer necessary to ensure the continuation of State business or to protect State property, health or safety as provided above.

(Source: Added by emergency rulemaking at 25 Ill. Reg. 15438, effective November 16, 2001, for a maximum of 150 days)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF EMERGENCY AMENDMENT

EMERGENCY	
5000.910	Definitions
5000.920	Business Hours and Public Access
5000.930	Prohibited Activities
5000.940	Demonstrations
5000.950	Exhibits and Special Events
5000.960	Distribution of Leaflets and Solicitations of Funds, Voter Registration and Signatures
5000.970	Severability
APPENDIX A	Space Standards
APPENDIX B	Rental Fees

AUTHORITY: Implementing Section 7.1 of the State Property Control Act [30 ILCS 605/7.1], implementing and authorized by Section 5-675 [20 ILCS 5-675] and Sections 405-215, 405-300, 405-305, 405-310 and 405-315 of the Civil Administrative Code of Illinois [20 ILCS 405/405-215, 405-300, 405-305, 405-310, 405-315] and authorized by Section 6 of the State Property Control Act [30 ILCS 605/6], and the Illinois Procurement Code 5B30 ILCS 500 (see Public Act 90-572).

SOURCE: Adopted at 6 Ill. Reg. 12984, effective October 13, 1982; emergency amendment at 7 Ill. Reg. 3743, effective March 18, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 7825, effective June 22, 1983; emergency amendment at 8 Ill. Reg. 13444, effective July 17, 1984, for a maximum of 150 days; codified at 8 Ill. Reg. 19345; amended at 10 Ill. Reg. 636, effective December 31, 1985; amended at 17 Ill. Reg. 1006, effective January 19, 1993; emergency amendment at 17 Ill. Reg. 2361, effective February 5, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 10753, effective July 1, 1993; amended at 18 Ill. Reg. 1886, effective January 21, 1994; emergency amendment at 17 Ill. Reg. 15653, effective September 9, 1993, for a maximum of 150 days; amended at 19 Ill. Reg. 585, effective January 9, 1995; amended at 20 Ill. Reg. 15002, effective November 7, 1996; emergency amendment at 22 Ill. Reg. 12569, effective July 1, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 20545, effective November 16, 1998; emergency amendment at 25 Ill. Reg. 15438, effective November 16, 2001, for a maximum of 150 days.

SUBPART H: USE OF OFFICE BUILDING

Section 5000.901 Building Access and Security
EMERGENCY

The Director of Central Management Services or a designated Associate Director or Assistant Director of the Department of Central Management Services may suspend all or a portion of this Subpart when deemed necessary to ensure the continuation of State business and the protection of State property, as well as the health and safety of the public, State employees and elected officials. During such suspension, the Director may establish (and reasonably change) policies without notice and limit or prohibit access to facilities. Any such

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- 1) Heading of Part: Meat and Poultry Inspection Act
- 2) Code Citation: 8 Ill. Adm. Code 125
- 3) Section Number: Proposed Action:
125.260 Amended
125.380 Amended
- 4) Reference to the Specific State or Federal Court Order, Federal Rule or Statute which Requires this Peremptory Rulemaking: The Meat and Poultry Inspection Act [225 ILCS 650]; the Federal Meat Inspection Act (21 USCA 661); the Federal Poultry Products Inspection Act (21 USCA 454); and 66 FR 52484
- 5) Statutory Authority: The Meat and Poultry Inspection Act [225 ILCS 650]
- 6) Effective Date: November 19, 2001
- 7) A Complete Description of the Subjects and Issues Involved: In order to maintain an "equal to" status with the federal meat and poultry products inspection program as required by the Federal Meat Inspection Act and the Poultry Products Inspection Act and in accordance with Section 16 of the Meat and Poultry Inspection Act, the Department is adopting amendments to the federal meat and poultry products inspection rules.

The Food Safety and Inspection Service (FSIS) is amending its regulations governing the certification for accuracy of scales used in federally inspected meat and poultry establishments. Official establishments may rely on State or local certification or data from documented procedures that demonstrate compliance with the National Institute of Standards and Technology Handbook 44. This peremptory rule addresses an issue raised after publication of the "Elimination of Requirements for Partial Quality Control (PQC) Programs", by clarifying that establishments may rely on data from documented procedures, and that FSIS will verify establishment compliance with regulations on the accuracy of scales based on data maintained by the establishments.

- 8) Do these rulemaking contain an automatic repeal date? No
- 9) Date Filed with the Index Department: November 19, 2001
- 10) A copy of the peremptory amendments, including any material incorporated by reference, is on file in the agency's principal office and is available for public inspection.
- 11) This peremptory amendment is in compliance with Section 5-150 of the Illinois Administrative Procedure Act.

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- 12) Are there any other proposed amendments pending on this Part? No
- 13) Statement of Statewide Policy Objectives: Peremptory amendment does not affect units of local government.
- 14) Information and questions regarding this peremptory amendment shall be directed to:

Linda Rhodes
Department of Agriculture
State Fairgrounds, P.O. Box 19281
Springfield IL 62794-9281
217/785-5713
Facsimile: 217/785-4505

The full text of the Peremptory Amendments begins on the next page:

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS

CHAPTER I: DEPARTMENT OF AGRICULTURE

SUBCHAPTER C: MEAT AND POULTRY INSPECTION ACT

PART 125

MEAT AND POULTRY INSPECTION ACT

SUBPART A: GENERAL PROVISIONS FOR BOTH MEAT AND/OR

POULTRY INSPECTION

Section	
125.10	Definitions
125.20	Incorporation by Reference of Federal Rules
125.30	Application for License; Approval
125.40	Official Number
125.50	Inspections; Suspension or Revocation of License
125.60	Administrative Hearings; Appeals (Repealed)
125.70	Assignment and Authority of Program Employees
125.80	Schedule of Operations; Overtime
125.90	Official Marks of Inspection, Devices and Certificates
125.100	Records and Reports
125.110	Exemptions
125.120	Disposal of Dead Animals and Poultry
125.130	Reportable Animal and Poultry Diseases
125.140	Detention; Seizure; Condemnation
125.141	Sanitation Standard Operating Procedures (SOP's)
125.142	Hazard Analysis and Critical Control Point (HACCP) Systems
125.143	Imported Products
125.144	Preparation and Processing Operations

SUBPART B: MEAT INSPECTION

Section	
125.150	Livestock and Meat Products Entering Official Establishments
125.160	Equine and Equine Products
125.170	Facilities for Inspection
125.180	Sanitation (Repealed)
125.190	Ante-Mortem Inspection
125.200	Post-Mortem Inspection
125.210	Disposal of Diseased or Otherwise Adulterated Carcasses and Parts
125.220	Humane Slaughter of Animals
125.230	Handling and Disposal of Condemned or Other Inedible Products at Official Establishment
125.240	Rendering or Other Disposal of Carcasses and Parts Passed for Cooking
125.250	Marking Products and Their Containers
125.260	Labeling, Marking and Containers
125.270	Entry into Official Establishment; Reinspection and Preparation of Product

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

125.280	Meat Definitions and Standards of Identity or Composition
125.290	Transportation
125.295	Imported Products (Repealed)
125.300	Special Services Relating to Meat and Other Products
125.305	Exotic Animal Inspection

SUBPART C: POULTRY INSPECTION

Section	
125.310	Application of Inspection
125.320	Facilities for Inspection
125.330	Sanitation (Repealed)
125.340	Operating Procedures
125.350	Ante-Mortem Inspection
125.360	Post-Mortem Inspection; Disposition of Carcasses and Parts
125.370	Handling and Disposal of Condemned or Inedible Products at Official Establishments
125.380	Labeling and Containers
125.390	Entry of Articles Into Official Establishments; Processing Inspection and Other Reinspections; Processing Requirements
125.400	Definitions and Standards of Identity or Composition
125.410	Transportation; Sale of Poultry or Poultry Products

AUTHORITY: Implementing and authorized by the Meat and Poultry Inspection Act [225 ILCS 650] and Section 5-625 of the Civil Administrative Code of Illinois [20 ILCS 5/5-625].

SOURCE: Adopted at 9 Ill. Reg. 1782, effective January 24, 1985; peremptory amendment at 9 Ill. Reg. 2337, effective January 28, 1985; peremptory amendment at 9 Ill. Reg. 2980, effective February 20, 1985; peremptory amendment at 9 Ill. Reg. 4856, effective April 1, 1985; peremptory amendment at 9 Ill. Reg. 9240, effective June 5, 1985; peremptory amendment at 9 Ill. Reg. 10102, effective June 13, 1985; peremptory amendment at 9 Ill. Reg. 11673, effective July 17, 1985; peremptory amendment at 9 Ill. Reg. 13748, effective August 23, 1985; peremptory amendment at 9 Ill. Reg. 15575, effective October 2, 1985; peremptory amendment at 9 Ill. Reg. 19759, effective December 5, 1985; peremptory amendment at 10 Ill. Reg. 447, effective December 23, 1985; peremptory amendment at 10 Ill. Reg. 1307, effective January 7, 1986; peremptory amendment at 10 Ill. Reg. 3318, effective January 24, 1986; peremptory amendment at 10 Ill. Reg. 3880, effective February 7, 1986; peremptory amendment at 10 Ill. Reg. 11478, effective June 25, 1986; peremptory amendment at 10 Ill. Reg. 14858, effective August 22, 1986; peremptory amendment at 10 Ill. Reg. 15305, effective September 10, 1986; peremptory amendment at 10 Ill. Reg. 16743, effective September 19, 1986; peremptory amendment at 10 Ill. Reg. 18203, effective October 15, 1986; peremptory amendment at 10 Ill. Reg. 19818, effective November 12, 1986; peremptory amendment at 11 Ill. Reg. 1696, effective January 5, 1987; peremptory amendment at 11 Ill. Reg. 2930, effective January 23, 1987; peremptory amendment at 11

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

Ill. Reg. 9645, effective April 29, 1987; peremptory amendment at 11 Ill. Reg. 10321, effective May 15, 1987; peremptory amendment at 11 Ill. Reg. 11184, effective June 5, 1987; peremptory amendment at 11 Ill. Reg. 14830, effective August 25, 1987; peremptory amendment at 11 Ill. Reg. 18799, effective November 3, 1987; peremptory amendment at 11 Ill. Reg. 19805, effective November 19, 1987; peremptory amendment at 12 Ill. Reg. 2154, effective January 6, 1988; amended at 12 Ill. Reg. 3417, effective January 22, 1988; peremptory amendment at 12 Ill. Reg. 4879, effective February 25, 1988; peremptory amendment at 12 Ill. Reg. 6313, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 6819, effective March 29, 1988; peremptory amendment at 12 Ill. Reg. 13621, effective August 8, 1988; peremptory amendment at 12 Ill. Reg. 19116, effective November 1, 1988; peremptory amendment at 12 Ill. Reg. 20894, effective December 21, 1988; peremptory amendment at 13 Ill. Reg. 228, effective January 11, 1989; peremptory amendment at 13 Ill. Reg. 2160, effective February 13, 1989; amended at 13 Ill. Reg. 3696, effective March 13, 1989; peremptory amendment at 13 Ill. Reg. 15853, effective October 5, 1989; peremptory amendment at 13 Ill. Reg. 16838, effective October 11, 1989; peremptory amendment at 13 Ill. Reg. 17495, effective January 18, 1990; amended at 14 Ill. Reg. 3424, effective February 26, 1990; peremptory amendment at 14 Ill. Reg. 4953, effective March 23, 1990; peremptory amendment at 14 Ill. Reg. 11401, effective July 6, 1990; peremptory amendment at 14 Ill. Reg. 13355, effective August 20, 1990; peremptory amendment at 14 Ill. Reg. 16064, effective September 24, 1990; peremptory amendment at 14 Ill. Reg. 21060, effective May 29, 1991; peremptory amendment at 15 Ill. Reg. 620, effective January 2, 1991; peremptory amendment withdrawn at 15 Ill. Reg. 1574, effective January 2, 1991; peremptory amendment at 15 Ill. Reg. 3117, effective September 3, 1991; peremptory amendment at 15 Ill. Reg. 8714, effective May 29, 1991; amended at 15 Ill. Reg. 8801, effective June 7, 1991; peremptory amendment at 15 Ill. Reg. 13976, effective September 20, 1991; peremptory amendment at 16 Ill. Reg. 1899, effective March 2, 1992; amended at 16 Ill. Reg. 8349, effective May 26, 1992; peremptory amendment at 16 Ill. Reg. 11687, effective July 10, 1992; peremptory amendment at 16 Ill. Reg. 11963, effective July 22, 1992; peremptory amendment at 16 Ill. Reg. 12234, effective July 24, 1992; peremptory amendment at 16 Ill. Reg. 16337, effective October 19, 1992; peremptory amendment at 16 Ill. Reg. 17165, effective October 21, 1992; peremptory amendment at 17 Ill. Reg. 2063, effective February 12, 1993; peremptory amendment at 17 Ill. Reg. 15725, effective September 7, 1993; peremptory amendment at 17 Ill. Reg. 16238, effective September 8, 1993; peremptory amendment at 17 Ill. Reg. 18215, effective October 5, 1993; peremptory amendment at 18 Ill. Reg. 304, effective December 23, 1993; peremptory amendment at 18 Ill. Reg. 2164, effective January 24, 1994; amended at 18 Ill. Reg. 4622, effective March 14, 1994; peremptory amendment at 18 Ill. Reg. 6442, effective April 18, 1994; peremptory amendment at 18 Ill. Reg. 8493, effective May 27, 1994; amended at 18 Ill. Reg. 11489, effective July 7, 1994; peremptory amendment at 18 Ill. Reg. 12546, effective July 29, 1994; peremptory amendment at 18 Ill. Reg. 14475, effective September 7, 1994; amended at 18 Ill. Reg. 14924, effective September 26, 1994; peremptory amendment at 18 Ill. Reg. 15452, effective September 27, 1994; peremptory amendment at 19 Ill. Reg. 1342, effective January 27, 1995;

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

peremptory amendment at 19 Ill. Reg. 4765, effective March 13, 1995; peremptory amendment at 19 Ill. Reg. 7067, effective May 8, 1995; peremptory amendment at 19 Ill. Reg. 14896, effective October 6, 1995; peremptory amendment at 19 Ill. Reg. 15766, effective November 10, 1995; peremptory amendment at 19 Ill. Reg. 16866, effective December 22, 1995; peremptory amendment at 20 Ill. Reg. 5091, effective March 19, 1996; peremptory amendment at 20 Ill. Reg. 10403, effective July 17, 1996; amended at 20 Ill. Reg. 11928, effective September 1, 1996; peremptory amendment at 20 Ill. Reg. 12634, effective September 5, 1996; peremptory amendment at 20 Ill. Reg. 15371, effective November 13, 1996; peremptory amendment at 21 Ill. Reg. 1221, effective January 14, 1997; peremptory amendment at 21 Ill. Reg. 1719, effective January 28, 1997; peremptory amendment at 21 Ill. Reg. 6609, effective May 20, 1997; amended at 21 Ill. Reg. 11494, effective August 1, 1997; peremptory amendment at 21 Ill. Reg. 11788, effective August 8, 1997; peremptory amendment at 21 Ill. Reg. 12686, effective August 28, 1997; peremptory amendment at 21 Ill. Reg. 14575, effective October 22, 1997; peremptory amendment at 22 Ill. Reg. 3602, effective February 2, 1998; peremptory amendment at 22 Ill. Reg. 5740, effective March 5, 1998; peremptory amendment at 22 Ill. Reg. 9384, effective May 15, 1998; peremptory amendment at 22 Ill. Reg. 20645, effective November 16, 1998; amended at 23 Ill. Reg. 450, effective January 1, 1999; peremptory amendment at 23 Ill. Reg. 3851, effective March 11, 1999; peremptory amendment at 23 Ill. Reg. 10880, effective August 19, 1999; amended at 24 Ill. Reg. 3933, effective February 22, 2000; peremptory amendment at 24 Ill. Reg. 5699, effective March 14, 2000; peremptory amendment at 24 Ill. Reg. 6734, effective April 14, 2000; amended at 24 Ill. Reg. 7197, effective April 27, 2000; peremptory amendment at 24 Ill. Reg. 14074, effective August 30, 2000; peremptory amendment at 24 Ill. Reg. 14451, effective September 15, 2000; peremptory amendment at 25 Ill. Reg. 7341, effective April 26, 2001; peremptory amendment at 25 Ill. Reg. 12434, effective September 13, 2001; peremptory amendment at 25 Ill. Reg. 15444, effective November 19, 2001.

SUBPART B: MEAT INSPECTION

Section 125.260 Labeling, Marking and Containers

- a) The Department incorporates by reference 9 CFR 317.1 through 317.2(j)(10), 317.2(j)(12) through 317.4(f)(2), 317.6, 317.8, 317.10 through 317.13, 317.17 through 317.24, 317.300, 317.302, 317.308, 317.309, 317.312, 317.313, 317.343, 317.344, 317.345, 317.354, 317.356, 317.360, 317.361, 317.362, 317.363, 317.369, 317.380, 317.400 (1997; 62 FR 45016, effective September 24, 1997; 63 FR 7279, effective February 13, 1998, 64 FR 732, effective March 8, 1999; 64 FR 53186, effective November 30, 1999; 64 FR 72168, effective January 24, 2000; 64 FR 72150, effective February 22, 2000; 65 FR 34381, effective August 28, 2000; 66 FR 40843, effective September 5, 2001; 66 FR 52484, effective November 15, 2001).
- b) The Department shall approve only those abbreviations for marks of inspection as specifically stated in Section 2.26(j)(3) and (k)(3),

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

- (4), (5) and (9) of the Act.
- c) Labeling and sketch labeling shall be approved by the Department if the label is in compliance with the provisions of this Section and the label is not misbranded in accordance with Section 2.20 of the Act. All labels and sketch labels shall be submitted to the Springfield office of the Department for approval.
- d) The Department shall approve temporary labeling as stated in 9 CFR 317.4(f). Labeling which has received temporary approval shall not be used beyond the temporary approval period unless the printer or manufacturer of the label is unable to provide the official establishment with the labels before the expiration of the temporary approval.
- e) The quantity of contents as shown on the label shall be in compliance with the Weights and Measures Act [225 ILCS 470] and the rules adopted thereto (8 Ill. Adm. Code 600).
- f) The Department does not approve terms for generic labeling and considers the approval of terms as generic to be the responsibility of the federal government.
- g) With regard to the incorporated language in 9 CFR 317.6, the extension of time for exhausting existing stocks of labels is not applicable since all labels presently in use are in compliance with the rules of this Part.
- h) The Department does not issue a list of approved packaging materials and will permit for use any packaging material which has been approved by the U.S. Department of Agriculture (see 9 CFR 317.24 (1997)).
- i) Labels to be used for the relabeling of inspected and passed product shall be permitted to leave the official establishment when the product must be relabeled because the original labels have become mutilated or damaged. The official establishment shall reimburse the Department for any overtime costs, if applicable, involved for the inspector to supervise the relabeling of a product. The overtime charges shall be as set forth in Section 125.80.
- j) The inspector shall grant authorization to transport labels, wrappers and containers bearing official marks from one official establishment to another official establishment provided the official establishment provides to the inspector the information required in 9 CFR 317.13 so that the inspector can notify the inspector at the destination point.
- k) Labeling of custom slaughter and/or custom processed meat and/or meat products and the containers containing custom slaughtered and/or custom processed meat and/or meat products shall be as set forth in Section 5 of the Act.
- l) References in the incorporated language to 9 CFR 312 shall be interpreted to mean in accordance with Section 125.90.

(Source: Amended by peremptory rulemaking at 25 Ill. Reg. 15444, effective November 19, 2001)

SUBPART C: POULTRY INSPECTION

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

Section 125.380 Labeling and Containers

- a) The Department incorporates by reference 381.115 through 381.127, 381.129 through 381.132(f), 381.134 through 381.140, 381.144(a) through 381.144(d), 381.400, 381.402, 381.408, 381.409, 381.412, 381.413, 381.443, 381.444, 381.445, 381.454, 381.456, 381.460, 381.461, 381.462, 381.463, 381.469, 381.480, 381.500 (1997; 62 FR 45016, effective September 24, 1997; 63 FR 7279, effective February 13, 1998; 63 FR 11359, effective May 8, 1998; 64 FR 732, effective March 8, 1999; 64 FR 53186, effective November 30, 1999; 64 FR 72168, effective January 24, 2000; 64 FR 72150, effective February 22, 2000; 65 FR 34381, effective August 28, 2000; 66 FR 40843, effective September 5, 2001; 66 FR 52484, effective November 15, 2001).
- b) Each shipping container and each immediate container containing inspected and passed poultry and/or poultry products shall be identified in accordance with the labeling provisions of this Section.
- c) Immediate containers of poultry products packed in, bearing or containing any chemical additive shall bear a label naming the additive and the purpose of its use.
- d) Labels for consumer packages shall be approved if the label is not misbranded in accordance with Section 2.20 of the Act and is in compliance with this Section.
- e) The specific statements listed in 9 CFR 381.121 may be added to the label for the shipping container at the option of the licensee.
- f) The quantity of contents as shown on the label shall be in compliance with the Weights and Measures Act and the rules adopted thereto (8 Ill. Adm. Code 600).
- g) No labeling or containers that have not been approved shall be used until a final decision is rendered at an administrative hearing in accordance with Section 19 of the Act.
- h) The Department shall approve the manufacture of a device or label containing an official mark of inspection provided the device or label is in compliance with Section 125.90.
- i) Labeling and sketch labeling shall be approved by the Department if the label is in compliance with the provisions of this Section and the label is not misbranded in accordance with Section 2.20 of the Act. All labels and sketch labels shall be submitted to the Springfield office of the Department for approval.
- j) The Department shall approve temporary labeling as stated in 9 CFR 381.132(f). Labeling which has received temporary approval shall not be used beyond the temporary approval period unless the printer or manufacturer of the label is unable to provide the official establishment with the permanent labels before the expiration of the temporary approval.
- k) A copy of each label submitted for approval shall be accompanied by a statement showing the common or usual names, the kinds and percentages of the ingredients comprising the poultry product and a statement indicating the method or preparation of the product with respect to

DEPARTMENT OF AGRICULTURE

NOTICE OF PEREMPTORY AMENDMENTS

which the label is to be used. Laboratories used for chemical analysis shall be any approved laboratory as defined in 8 Ill. Adm. Code 20.1.

- l) The Department does not approve terms for generic labeling and considers the approval of terms as generic to be the responsibility of the federal government.
- m) The Department does not issue a list of approved packaging materials and will permit for use any packaging material which has been approved by the U.S. Department of Agriculture (see 9 CFR 317.24 (1997)).
- n) Labels and devices approved for use pursuant to Section 125.90 and this Section shall be disposed of only when such labels or devices have been mutilated or damaged or when the establishment ceases to do business. Such labels and devices shall be given to the inspector for disposition.
- o) The inspector shall grant authorization to transport labels, wrappers and containers bearing official marks from one official establishment to another official establishment provided the official establishment provides to the inspector the information required in 9 CFR 381.138 so that the inspector can notify the inspector at the destination point.
- p) Labels to be used for the relabeling of inspected and passed product shall be permitted to leave the official establishment when the product must be relabeled because the original labels have become mutilated or damaged. The official establishment shall reimburse the Department for any overtime costs, if applicable, involved for the inspector to supervise the relabeling of a product. The overtime charges shall be as set forth in Section 125.80.
- q) Labeling of custom slaughtered and/or custom processed poultry and/or poultry products and the containers containing custom slaughtered and/or custom processed poultry products shall be as set forth in Section 5 of the Act.
- r) The Department shall approve only those abbreviations for marks of inspection as specifically stated in Section 2.26(j)(3), (4), (5) and (9) of the Act.

(Source: Amended by peremptory rulemaking at 25 Ill. Reg. 15444, effective November 19, 2001)

DEPARTMENT OF INSURANCE

NOTICE OF EXPEDITED CORRECTION

- 1) Heading of the Part: Internal Security Standards and Fidelity Bonds
- 2) Code Citation: 50 Ill. Adm. Code 5501
- 3) Section Numbers:
Main Source Note
- 4) Date Proposal published in Illinois Register: May 3, 1996, 20 Ill. Reg. 6347
- 5) Date Adoption published in Illinois Register: September 27, 1996, 20 Ill. Reg. 12797
- 6) Date Request for Expedited Correction published in Illinois Register: September 7, 2001, 25 Ill. Reg. 11619
- 7) Adoption Effective Date: April 19, 1996
- 8) Correction Effective Date: April 19, 1996
- 9) Reason for Approval of Expedited Correction: The Department failed to note the repeal of old Part 5501 when recodifying Part 5301 to Part 5501.

The full text of the Corrected Rule begins on the following page:

DEPARTMENT OF INSURANCE

NOTICE OF EXPEDITED CORRECTION

TITLE 50: INSURANCE

CHAPTER I: DEPARTMENT OF INSURANCE

SUBCHAPTER 111: FARM MUTUAL INSURANCE COMPANY ACT OF 1986

PART 5501

INTERNAL SECURITY STANDARDS AND FIDELITY BONDS

Section

5501.5 Introduction
5501.10 Registration of Securities
5501.20 Custody Care and Disposition of Securities
5501.30 Signature to Checks-Facsimile Signatures
5501.40 Bank Balance Verification
5501.50 Bond Requirements
5501.60 Records

EXHIBIT A Bond Amounts For Amount of Assets

AUTHORITY: Implementing the Farm Mutual Insurance Act of 1986 [215 ILCS 120] and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401].

SOURCE: Amended September 1, 1959; codified at 7 Ill. Reg. 276; old Part 5501 repealed at 20 Ill. Reg. 12797, effective September 16, 199; Part 5301 recodified to Part 5501 at 20 Ill. Reg. 6347, effective April 19, 1996; expedited correction at 25 Ill. Reg. ~~15454~~, effective April 19, 1996.

COMPTROLLER

NOTICE OF CORRECTIONS TO NOTICE ONLY

- 1) Heading of the Part: Voluntary Deductions from Wages, Salary, or Annuities
- 2) Code Citation: 80 Ill. Adm. Code 2500
- 3) The Notice of Proposed Amendments being corrected appeared at 25 Ill. Reg. 14239, dated November 9, 2001.

- 4) The information being corrected is as follows: The Initial Regulatory Flexibility Analysis failed to reflect the affects of these amendments. A revised Initial Regulatory Flexibility Analysis is set forth below.

Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: The proposed amendments expand the individuals subject to the voluntary fundraising efforts sanctioned by the Voluntary Payroll Deductions Act of 1983 (Act) [5 ILCS 340/5]. This expansion may generate greater participation in the fundraising effort and a corresponding increase in the contributions to the not-for-profit organizations or small businesses qualified to receive contributions under the Act.

- B) Reporting, bookkeeping or other procedures required for compliance: None

- C) Types of professional skills necessary for compliance: None

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATION
TO PROPOSED RULEMAKING

STATE BOARD OF EDUCATION

Heading of the Part: CertificationCode Citation: 23 Ill Adm Code 25

<u>Section Numbers:</u>	25.20	25.30	25.40	25.60
	25.80	25.90	25.99	25.311
	25.400	25.475	25.490	25.710
	25.715	25.717	25.720	25.725
	25.728	25.730	25.732	25.733
	25.735	25.740	25.750	25.755
	25.760	25.765	25.770	25.775
	25.780	APPENDIX B		

Date Originally Published in the Illinois Register: 7/20/01
25 Ill Reg 8929

At its meeting on November 13, 2001, the Joint Committee on Administrative Rules considered the above cited rulemaking and recommends that SBE initiate an additional rulemaking to address provisions in Section 25.11 (New Certificates (February 15, 2000)) that conflict with this rulemaking.

The agency should respond to this Recommendation in writing within 90 days after receipt of this Statement. Failure to respond will constitute refusal to accede to the Committee's Recommendation. The agency's response will be placed on the JCAR agenda for further consideration.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSTATEMENT OF RECOMMENDATION
TO PROPOSED RULEMAKING

DEPARTMENT OF HUMAN SERVICES

Heading of the Part: Universal Newborn Hearing Screening ProgramCode Citation: 89 Ill Adm Code 504

<u>Section Numbers:</u>	504.10	504.20
	504.30	504.40
	504.50	605.60

Date Originally Published in the Illinois Register: 6/15/01
25 Ill Reg 7428

At its meeting on November 13, 2001, the Joint Committee on Administrative Rules considered the above cited rulemaking and recommends that: (1) DPH promulgate rules setting out the information that it is requiring hospitals to report based on their newborn screenings; (2) DHS amend this part in the future to cross reference, rather than repeat, DPH rules establishing what must be reported; and (3) DHS forward to DPH the suggestions it received from public commentators regarding the information to be reported.

The agency should respond to this Recommendation in writing within 90 days after receipt of this Statement. Failure to respond will constitute refusal to accede to the Committee's Recommendation. The agency's response will be placed on the JCAR agenda for further consideration.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

STATEMENT OF RECOMMENDATION
TO PROPOSED RULEMAKING

ILLINOIS RACING BOARD

Heading of the Part: Disciplinary Rules

Code Citation: 11 Ill Adm Code 211

Section Numbers: 211.10 211.20 211.30
211.70 211.80 211.90
211.100 211.110

Date Originally Published in the Illinois Register: 6/29/01
25 Ill Reg 7836

At its meeting on November 13, 2001, the Joint Committee on Administrative Rules considered the above cited rulemaking and recommends that the Illinois Racing Board propose an additional rulemaking specifying the fines to be imposed on occupational and organizational licensees involved in harness horse racing and thoroughbred horse racing.

The agency should respond to this Recommendation in writing within 90 days after receipt of this Statement. Failure to respond will constitute refusal to accede to the Committee's Recommendation. The agency's response will be placed on the JCAR agenda for further consideration.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of November 14, 2001 through November 19, 2001 and have been scheduled for review by the Committee at its December 18, 2001 meeting in Chicago. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rulemaking should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield IL 62706.

Second Notice Expires	Agency and Rule	Start Of First Notice	JCAR Meeting
12/29/01	Department of Revenue, Income Tax (86 Ill Adm Code 100)	9/28/01 25 Ill Reg 12388	12/18/01
12/29/01	Department of Revenue, Retailers' Occupation Tax (86 Ill Adm Code 130)	9/28/01 25 Ill Reg 12399	12/18/01
12/29/01	Department of Revenue, Use Tax (86 Ill Adm Code 150)	9/28/01 25 Ill Reg 12411	12/18/01
12/30/01	Department of Public Health, Alzheimer's Disease Management Center Demonstration Program Code (77 Ill Adm Code 225)	8/10/01 25 Ill Reg 10097	12/18/01
1/2/02	Department of Revenue, Income Tax (86 Ill Adm Code 100)	9/14/01 25 Ill Reg 11741	12/18/01

PROCLAMATIONS

2001-489 (REVISED)
BOB HARRIS DAY

WHEREAS, Mr. Bob Harris joined the University of Illinois Extension after he earned his B.S. from the University of Illinois in 1964, and his M.S. in 1966; and

WHEREAS, in 1969, Mr. Harris married Glenda; and

WHEREAS, Mr. Harris received the Action Award in 1971; and

WHEREAS, in 1976, Mr. Harris received the Achievement Award; and

WHEREAS, Mr. Harris received the Distinguished Service Award in 1983; and

WHEREAS, Mr. Harris may be the only person in Extension history to be awarded all three awards by the Illinois Extension Agricultural Association; and

WHEREAS, he has received the Program Excellence Award and the Search for Excellence Award three times; and

WHEREAS, Mr. Harris was awarded the NACAA Ciba-Geigy "Crop Production" Award in 1985; and

WHEREAS, he brought the two counties of Moultrie and Douglas together as one unit and has been its Unit Leader since 1990, cumulating 34 years of dedicated service;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim August 24, 2001, as BOB HARRIS DAY in Illinois.

Issued by the Governor September 4, 2001.

Filed by the Secretary of State November 15, 2001.

2001-617

HISPANIC STATE EMPLOYEE DAY

WHEREAS, by the year 2010 the Hispanic population has been projected to become the largest minority group in the United States; and

WHEREAS, according to the Bureau of the Census, Illinois ranks among the top five states with sizable Hispanic populations; and

WHEREAS, State government is committed to providing services to the Hispanic population in the areas of education, housing, health, employment, and training opportunities; and

WHEREAS, the Illinois Association of Hispanic State Employees is sponsoring the 14th Annual Conference on Hispanic State Employment at The Palmer House Hilton in Chicago on November 30. The theme of this year's conference is "Building Bridges of Opportunities";

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 30, 2001, as HISPANIC STATE EMPLOYEE DAY in Illinois.

Issued by the Governor November 8, 2001.

Filed by the Secretary of State November 15, 2001.

2001-618

MARINE CORPS BIRTHDAY CELEBRATION DAY

WHEREAS, the United States Marine Corps has protected citizens and guarded their freedom for the past 226 years; and

WHEREAS, our country has established a position of world leadership, and

PROCLAMATIONS

the Marines have proven themselves as dedicated professionals willing to defend lives and protect the rights valued by Americans; and

WHEREAS, a Marine is trained to hold his ground against any odds and to always be faithful to God, Country and Corps, standing ready to fight anytime, anywhere the President or Congress may designate; and

WHEREAS, the term "Marine" has been associated with courage and military efficiency since its creation on November 10, 1775, in Philadelphia; and

WHEREAS, the people of Illinois are proud of its rich contribution to the Marine tradition and salute the Marines serving around the globe;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 10, 2001, as MARINE CORPS BIRTHDAY CELEBRATION DAY in Illinois.

Issued by the Governor November 8, 2001.

Filed by the Secretary of State November 15, 2001.

2001-619

SANTA MARIA ADDOLORATA "LA CASA DEL MARIACHI" DAY

WHEREAS, the art of music enlightens and stimulates the mind, creating a universal harmony that breaks barriers among all ethnic groups; and

WHEREAS, traditional folklore music brings out the culture of those individuals who immigrate to this country in search of prosperity and hope for future generations; and

WHEREAS, the art of music in Illinois deserve recognition and support so they may continue to flourish in abundant variety and to advocate for heritage awareness through music; and

WHEREAS, the Continental Community Center and Santa Maria Addolorata are two organizations that play a vital role in bringing the Musical Festival to our citizenry; and

WHEREAS, November 22 is recognized as the day of the Mariachi in which our sole purpose is to promote heritage and tradition by educating our youth to continue to learn about their heritage as well to preserve their cultural traditions; and

WHEREAS, since 1993, the Continental Community Center has celebrated November 22 as an important day of the year to commemorate our musicians; and

WHEREAS, on this day, musicians honor Saint Celia patriot of the musicians worldwide; and

WHEREAS, this year marks Continental Community Center's eighth annual Musical Festival;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 22, 2001, as SANTA MARIA ADDOLORATA "LA CASA DEL MARIACHI" DAY in Illinois.

Issued by the Governor November 8, 2001.

Filed by the Secretary of State November 15, 2001.

2001-620

WINTER WEATHER PREPAREDNESS WEEK

WHEREAS, nearly 1 million motorists in Illinois will become "winter casualties" this year; and

WHEREAS, preparing your car for winter and using good judgement can help

PROCLAMATIONS

save your life; and

WHEREAS, "Ice Pack" is a coalition of State, federal, and private-sector agencies whose mission is saving lives by increasing public awareness about winter preparedness; and

WHEREAS, each agency has a specific safety message to motorists; and

WHEREAS, the Chicago Motor Club urges motorists to prepare their vehicles for cold weather; and

WHEREAS, the American Red Cross encourages motorists to prepare a winter car emergency kit to keep in the vehicle; and

WHEREAS, the Illinois Department of Transportation advises motorists to be cautious when driving around snow plows and salt trucks; and

WHEREAS, the Illinois Emergency Management Agency warns against unnecessary travel when winter storms threaten; and

WHEREAS, the Illinois State Police publicizes emergency road condition telephone numbers and advises motorists to stay in the car if stranded until help arrives; and

WHEREAS, the Illinois State Toll Highway Authority reminds motorists to drive defensively and to reduce speed to accommodate traffic and roadway conditions; and

WHEREAS, the National Weather Service suggests motorists become familiar with winter weather watch/warning terminology; and

WHEREAS, "Ice Pack" is instrumental in keeping the public aware, informed, and ready for the winter driving season;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 25--December 2, 2001, as WINTER WEATHER PREPAREDNESS WEEK in Illinois.

Issued by the Governor November 8, 2001.

Filed by the Secretary of State November 15, 2001.

2001-621

BILL CHESQUIERE

WHEREAS, William Ghesquiere (hereinafter referred to as Bill) has been a hardworking and trusted legal adviser to two Illinois Department of Transportation Secretaries, Langhorne Bond and John Kramer; to Attorney General Tyrone Fahner; and to three Governors, James R. Thompson, Jim Edgar and George H. Ryan; and

WHEREAS, Bill served as Chief Legal Counsel to Governor Thompson and Deputy Chief Legal Counsel to Governor Edgar and Deputy General Counsel to Governor Ryan; and

WHEREAS, Bill has always served with the highest degree of professionalism in an uncompromising manner, bolstered by a deep integrity and ethical sense framed by a steady moral compass; and

WHEREAS, Bill has time and again proven to be a creative problem solver with a steady hand and good humor in every crisis; and

WHEREAS, Bill has demonstrated a breadth of vision and a depth of humanity that has touched so many throughout the years; and

WHEREAS, Bill has always maintained a sense of balance centered around the pride of his life, his wife and daughters and grandson; and

WHEREAS, Bill has recently announced his retirement from State service;

THEREFORE, BE IT PROCLAIMED that Bill Ghesquiere is to be sincerely

PROCLAMATIONS

commended for thirty-one years of dedicated public service; and that Bill has our sincere appreciation for his expert legal service in each of our Administrations.

Issued by the Governor November 9, 2001.

Filed by the Secretary of State November 15, 2001.

2001-622

REVEREND EUGENE WINKLER DAY

WHEREAS, Rev. Eugene H. Winkler has been the senior pastor of the First United Methodist Church at the Chicago Temple since July 1989; and

WHEREAS, he is a devoted husband to Marilyn and they are the proud parents of three children: Jim, who serves on the staff of the Board of Church and Society of the United Methodist Church in Washington, DC; Chris, a staff member of Gary Memorial United Methodist Church in Wheaton, Illinois; and Grace Winkler Cranley, an attorney with the Chicago firm of Pretzel and Stouffer; and

WHEREAS, an accomplished scholar of the St. Paul School of Theology, Rev. Winkler has also completed graduate work at Yale Divinity School and Princeton Theological Seminary; and

WHEREAS, he currently serves as an adjunct faculty member at the Divinity School at the University of Chicago and has also held teaching positions at Garrett-Evangelical Theological Seminary and the Methodist Theological School in Ohio; and

WHEREAS, his outstanding commitment to global ministries, such as Heifer Project International and the Methodist Church of Cuba, have given him the opportunity to minister to people around the world as well as to study other people and their culture; and

WHEREAS, a prolific reader and writer, Rev. Winkler wrote a book review column for 10 years for seven suburban Chicago newspapers while serving as senior pastor of Community United Methodist Church in Naperville, Illinois; and

WHEREAS, a devoted public servant, Gene Winkler has served on numerous boards in Chicago, including the American Civil Liberties Union, the Better Government Association and the Interfaith Council for the Homeless and Inspired Partnerships; and

WHEREAS, he presently serves as a trustee of Garrett-Evangelical Theological Seminary in Evanston, Illinois, and Wiley College in Marshall, Texas; and

WHEREAS, Rev. Winkler is celebrating his retirement from years of successful ministry to the city of Chicago and abroad;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 18, 2001, as REVEREND EUGENE WINKLER DAY in Illinois.

Issued by the Governor November 13, 2001.

Filed by the Secretary of State November 15, 2001.

2001-623

SNUG HUGS FOR KIDS DAYS

WHEREAS, Snug Hugs for Kids is an annual event designed to help underprivileged children obtain much-needed winter clothing and outerwear; and

WHEREAS, this effort has donated as much as 25,000 pounds of new coats,

PROCLAMATIONS

gloves, mittens, hats, scarves, and boots to these children through the Children's Home and Aid Society of Illinois, which serves more than 40,000 families in the Chicagoland area; and

WHEREAS, the Society provides adoption, foster care, day care, residential treatment, child and family counseling, research, and professional training programs in the Chicago area and 40 counties throughout Illinois; and

WHEREAS, Snug Hugs for Kids challenges employees and volunteers, as well as leaders to participate in this cause, thereby furthering the efforts to help those in need within our own communities; and

WHEREAS, drop boxes will be located at different locations throughout the Chicago area and throughout Illinois from November 1-December 12, 2001, in order for people to donate clothing;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 1-December 12, 2001, as SNUG HUGS FOR KIDS DAYS in Illinois.

Issued by the Governor November 13, 2001.

Filed by the Secretary of State November 15, 2001.

2001-624

INTERNATIONAL EDUCATION DAY

WHEREAS, advances in communication and transportation continue to shrink the distances that separate the United States and the State of Illinois from other countries around the globe; and

WHEREAS, one out of every eight jobs in Illinois is dependent on foreign trade, and exports from Illinois to other countries tops \$40 billion annually, making the understanding of foreign cultures and governments a necessity in the global marketplace; and

WHEREAS, the global nature of the economy and recent events in the United States continue to point out the need to better emphasize the study of foreign languages, cultures, histories and geographies in Illinois' elementary and high schools; and

WHEREAS, for the past decade, Illinois has been one of the nation's leaders in promoting and making available opportunities for international education through the Illinois Consortium for International Education; and

WHEREAS, the consortium has 114 member institutions, including public and private colleges, universities and community colleges; and should be commended for its ground-breaking work on behalf of Illinois' future; and

WHEREAS, Illinois convened the State's first-ever International Career Academy during 2001 to encourage and supplement the study of other countries by high school and college-bound students and intends to make the Academy an important part of the State's education system; and

WHEREAS, Illinois also has created the State's first-ever International High School Program, which allows participating schools to carry a special "international" designation if they enhance, coordinate and promote the study of other countries and languages;

THEREFORE, I, George H. Ryan, Governor of the State of Illinois, proclaim November 16, 2001, as INTERNATIONAL EDUCATION DAY in Illinois and encourage students everywhere to enhance their knowledge of foreign cultures, history and current events in order to make Illinois a leader around the globe.

Issued by the Governor November 14, 2001.

PROCLAMATIONS

Filed by the Secretary of State November 15, 2001.

Rules acted upon in Issue 48 are listed in the Issues Index by Title number, part number and Issue Number. The letter "R" designates a rule that has been repealed. Inquiries about the Issue Index may be directed to the Administrative Code Division at 217-782-4414.

PROPOSED

8-125-48
17-810-48
35-310-48
44-5000-48
86-435-48
89-148-48

ADOPTED

11-1301-48
56-2920-48
77-950-48

EMERGENCY

44-5000-48